

**CITY OF SIMPSONVILLE
ORDINANCE NO. 2012-005**

ORDINANCE ANNEXING PROPERTY BY CONSENT

ORDINANCE ANNEXING 0.25 ACRE (11,047.21 SQUARE FEET) LOCATED SOUTH OF I-64 AND WEST OF KY 1848 AND CONTIGIOUS WITH THE PRESENT CITY LIMITS OF THE CITY OF SIMPSONVILLE, KENTUCKY.

BE IT HEREBY ORDAINED BY THE CITY COMMISSION OF THE CITY OF SIMPSONVILLE, KENTUCKY AS FOLLOWS:

Pursuant to KRS 81A.412, the Simpsonville City Commission finds that the hereinafter described real estate located south of the present city limits of Simpsonville, Kentucky on the west side of KY 1848, and south of I-64 interchange at KY Highway 1848 is suitable for development for urban purposes without unreasonable delay. Said property is contiguous to the present Simpsonville City limits at the time this ordinance is to be effective. The Simpsonville City Commission further finds that said property is not included within the bounds of any other incorporated city and the owner of said property is Commonwealth of Kentucky, for the use and benefit of the Transportation Cabinet, Department of Highways, of record Deed Book 556, Page 811 in the Shelby County Clerk's Office, and further with the property owner having executed a written consent to be annexed within the city limits of Simpsonville—see Exhibit A attached). See copy of description and map attached hereto as Exhibits B and C.

Based upon the aforementioned findings, the Simpsonville City Commission declares that it is desirable to annex this unincorporated territory described in the attached exhibits, and it hereby annexes to the City of Simpsonville and its boundary line is extended so as to include within the city limits of Simpsonville the property described on the attached Exhibits B and further outlined in the map which is attached as Exhibit C to this Ordinance.

This ordinance shall be effective upon adoption by the Simpsonville City Commission and publication in accordance with Chapter 424 of the Kentucky Revised Statutes.



STEVE EDEN, MAYOR

ATTEST:



DEBBIE BATLINER, CITY CLERK

First Reading: June 5, 2012

Second Reading: June 20, 2012

Published: June 22, 2012

RECEIVED AND FILED
DATE June 27, 2012

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature



TRANSPORTATION CABINET

Department of Highways District 5 Office
8310 Westport Road
Louisville, KY 40242-3042
(502) 210-5400

Steven L. Beshear
Governor

Michael W. Hancock, P.E.
Secretary

May 31, 2012

Honorable Steve Eden, Mayor
City of Simpsonville
P.O. Box 378
Simpsonville, KY 40067

IN RE: Request for Annexation

Dear Mayor Eden,

The Commonwealth of Kentucky owns a tract of land for the use and benefit of the Transportation Cabinet consisting of approximately .254 acres. This parcel is located south of Interstate 64 and west of Kentucky Highway 1848.

This property was conveyed as Tract A to the Commonwealth of Kentucky by deed dated March 7, 2012, of record in the Shelby County Clerk's Office in Deed Book 556, Page 811.

As the 100% owner of said property, it is hereby requested that the City of Simpsonville, Kentucky, annex said property into its corporate limits.

Sincerely,

Commonwealth of Kentucky
Transportation Cabinet

By: 



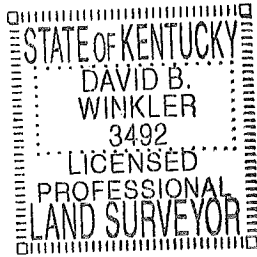
An Equal Opportunity Employer: M/F/D

EXHIBIT A

**WRITTEN DESCRIPTION
FOR
ANNEXATION**

(COMMONWEALTH OF KENTUCKY PROPERTY)

Beginning at a point in the centerline of Proctor Lane at its intersection with the south right-of-way line of Veechdale-Clark Station Road (a.k.a. Kentucky Highway 1399), said point being a common corner with the northeast corner of the tract conveyed to Kitty Walters Caudill, trustee of the Kitty Walters Revocable Trust by deed of record in Deed Book 516, Page 777 in the office of the Clerk of Shelby County, Kentucky; thence leaving said centerline with said south right-of-way line $S79^{\circ}42'05''W$, 29.66' to a point, said point being the **TRUE POINT OF BEGINNING** of the tract being described hereon; thence $S11^{\circ}06'38''E$, 159.83' to a point; thence $N49^{\circ}51'19''W$, 142.22' to a point; thence $N69^{\circ}44'04''W$, 55.05' to a point along the easterly property line of the tract conveyed to AKDB, LLC by deed of record in Deed Book 386, Page 330 in the aforesaid Clerks office; thence with said easterly property line $N11^{\circ}26'04''W$, 22.17' to a point; thence leaving said easterly property line $N79^{\circ}42'05''E$, 136.15' to the **TRUE POINT OF BEGINNING**, containing 11,047.21 square feet.



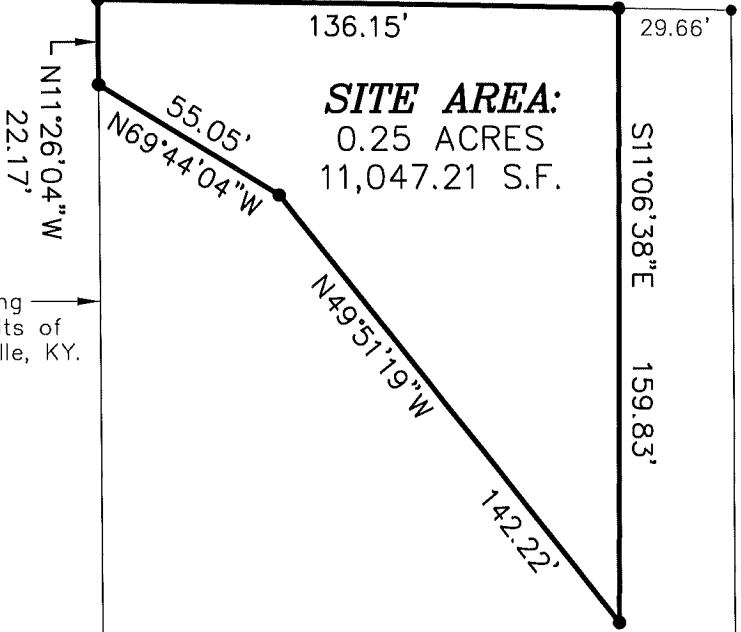
David B. Winkler
6-4-12

EXHIBIT B

Existing City Limits of Simpsonville, KY.

VEECHDALE-CLARK STATION ROAD (KY HIGHWAY 1399)

N79°42'05"E Point of Beginning S79°42'05"W



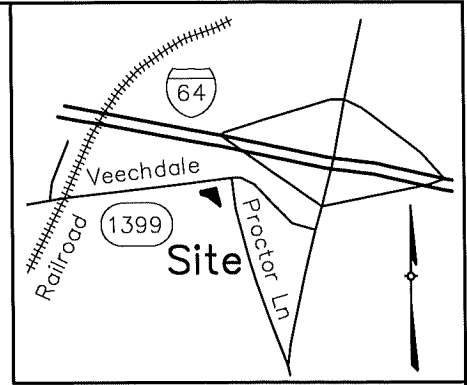
SITE AREA:
0.25 ACRES
11,047.21 S.F.

Existing City Limits of Simpsonville, KY.

AKDB, LLC
D.B. 386, Pg. 330

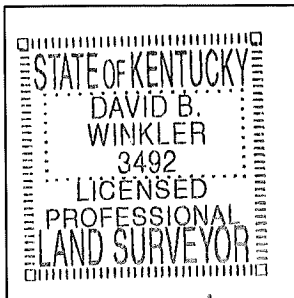
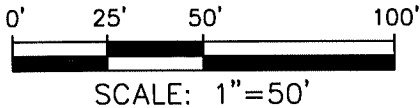
Kitty Walters Caudill
Trustee of The Kitty Walters Revocable Trust
D.B. 516, Pg. 777

Ada Green, Raymond Yocum & Benny Yocum
D.B. 471, Pg. 563



LOCATION MAP
Not To Scale

PROCTOR LANE



I hereby certify that the graphic depiction of the area shown hereon for the annexation of 0.25 acres by the City of Simpsonville was prepared from existing deeds of record, as indicated by the attached annexation description and contains the property conveyed in Deed Book 556, Page 811.

ANNEXATION PLAT

Owner:
COMMONWEALTH OF KENTUCKY
for the use and benefit of the
TRANSPORTATION CABINET
200 MERO STREET
FRANKFORT, KY 40622
DEED BOOK 556, PAGE 811

LAND DESIGN & DEVELOPMENT, INC.

Engineering Land Surveying Landscape Architecture
503 Washburn Avenue, Suite 101, Louisville, Ky 40222
Phone (502) 426-9374 Fax (502) 426-9375

PLAT DATE: JUNE 1, 2012

G:\Current Projects\12008\dwg\12008annex.dwg 6/1/2012

David B. Winkler #3492 6-4-12
David B. Winkler PLS #3492 Date

EXHIBIT C

CITY OF SIMPSONVILLE
CERTIFICATION OF ANNEXATION ORDINANCE

I certify that I am the duly qualified City Clerk of the City of Simpsonville, and the attached City of Simpsonville Ordinance No. 2012-005, is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on June 20, 2012, all as appears in the official records of said City, and was published in accordance with KRS 424.

Witness my hand, this 20th day of June, 2012.

CITY OF SIMPSONVILLE

BY: 
DEBBIE BATLINER, CITY CLERK

ATTEST:


JAMES HITE HAYS, CITY ATTORNEY