

**CITY OF SIMPSONVILLE
ORDINANCE NO. 2012-006**

ORDINANCE ANNEXING PROPERTY BY CONSENT

ORDINANCE ANNEXING 0.51 ACRE (22,298.72 SQUARE FEET) LOCATED SOUTH OF I-64 AND WEST OF KY 1848 AND CONTIGUOUS 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 owners of said property is Red Acres, LLC, a Kentucky Limited Liability Company, of record Deed Book 410, Page 58 (Parcel No. 2 in said deed) in the Shelby County Clerk's Office, and further with the property owners 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 Randy Anderson

May 30, 2012

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

IN RE: Request for Annexation

Dear Mayor Eden,

Red Acres, LLC, owns a tract of land consisting of approximately 1/2 acre, more or less. This parcel is located south of Interstate 64 and west of Kentucky Highway 18-18.

This property was conveyed as Parcel No. 2 to Red Acres, LLC, a Kentucky Limited Liability Company, by deed dated December 17, 2001, of record in the Shelby County Clerk's Office in Deed Book 410, Page 58.

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

Sincerely,

Red Acres, LLC

By: Kitty Frances Proctor Trustee - Member
Kitty Frances Proctor, Trustee/Member

By: William Douglas Proctor TRUSTEE - MEMBER
William Douglas Proctor, Trustee/Member

EXHIBIT A

**WRITTEN DESCRIPTION
FOR
ANNEXATION**

(RED ACRES, LLC PROPERTY)

BEGINNING at a point along the south right-of-way line of Veechdale-Clark Station Road (a.k.a. Kentucky Highway 1399) at its intersection with the east right-of-way line of Norfolk Southern Railroad; thence leaving said east right-of-way line with said south right-of-way line $N79^{\circ}42'05''E$, 1068.15' 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 office of the Clerk of Shelby County, Kentucky, thence leaving said south right-of-way line with said easterly property line $S11^{\circ}26'04''E$, 733.67' to a point, said point being a common corner with the southwest corner of the tract conveyed to Ada Green, Raymond Yocum and Benny Yocum by deed of record in Deed Book 471, Page 563 in the aforesaid Clerks office, said point also being the **TRUE POINT OF BEGINNING** of the tract being described hereon; thence leaving said easterly property line $N78^{\circ}07'48''E$, 168.31' to a point in the centerline of Proctor Lane; thence with said centerline $S12^{\circ}01'03''E$, 131.96' to a point; thence leaving said centerline $S78^{\circ}07'48''W$, 169.66' to a point along aforesaid easterly property line of AKDB, LLC tract; thence with said easterly property line $N11^{\circ}26'04''W$, 132.00' to the **TRUE POINT OF BEGINNING**, containing 22,298.72 square feet.

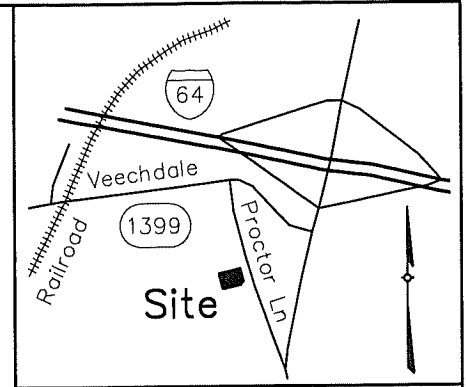


David B. Winkler

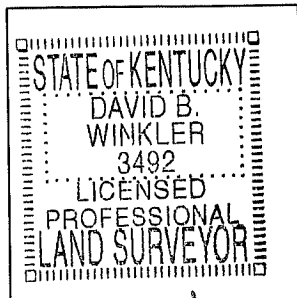
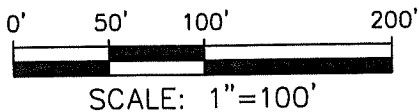
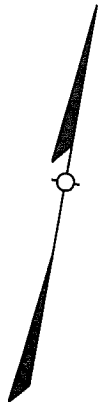
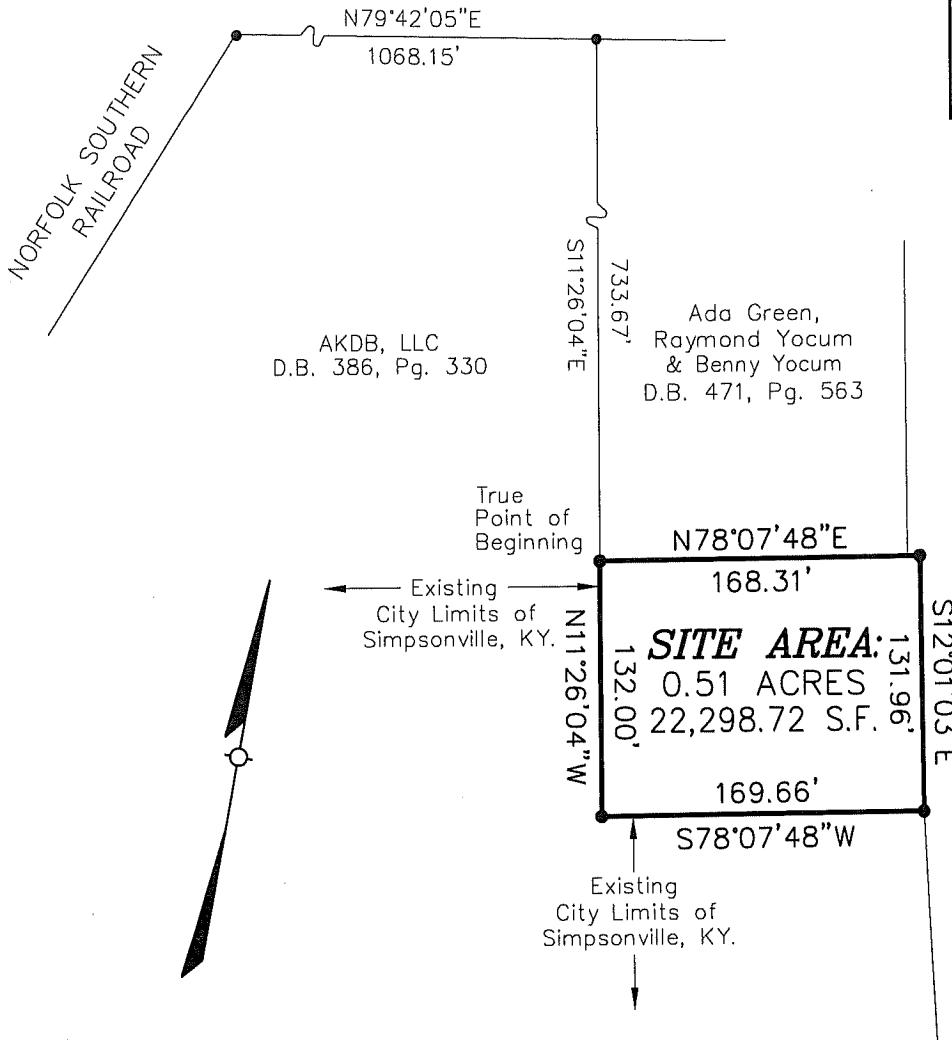
6-4-12

EXHIBIT B

VEECHDALE-CLARK STATION ROAD
(KY HIGHWAY 1399)



LOCATION MAP
Not To Scale



I hereby certify that the graphic depiction of the area shown hereon for the annexation of 0.51 acres by the City of Simpsonville was prepared from existing deeds of record, as indicated by the attached annexation description and contains Parcel 2 conveyed in Deed Book 410, Page 58.

ANNEXATION PLAT

Owner:
RED ACRES, LLC
1521 BUCK CREEK ROAD
SIMPSONVILLE, KY 40067
DEED BOOK 410, PAGE 58
TAX PARCEL: 016-00-034A

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

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. 2012-006, 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