# CITY OF TRENTON

111 South Main Street
P.O. Box 72
Trenton, Kentucky 42286
(270) 466-3332

February 1, 2017

I certify I am the duly qualified City Clerk of the City of Trenton, Kentucky, and the following pages of Ordinance No. 2016-04 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held September 12, 2016 all as appears in the official record of said City.

Carol Chester

Carol Chester
City Clerk/Treasurer

RECEIVED AND FILED
DATE June 26, 2017

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandie Adkins

CITY OF TRENTON, KENTUCKY
ORDINANCE NO. 2016-04

**AN ORDINANCE ANNEXING INTO THE CITY OF TRENTON, KENTUCKY A 0.49 ACRE TRACT LYING ADJACENT TO AND CONTIGUOUS TO THE PRESENT CITY BOUNDARIES ON THE SOUTHEAST SIDE OF TED'S TRAIL**

WHEREAS, the City of Trenton, Kentucky, has received written consent requesting annexation of the area hereinafter described;

WHEREAS, the territory is contiguous or adjacent to the City's boundaries and by reason of population density, commercial, industrial, institutional, or governmental use of land, or subdivision of land, is urban in character or suitable for development for urban purposes without unreasonable delay, and no part of the area to be annexed is included within the boundary of another incorporated city; and

WHEREAS, the owners of the property to be annexed have consented in writing to the annexation and pursuant to KRS 81A.412, and other applicable law, the City is not required to wait the 60 day period prior to enactment of a final ordinance annexing the area.

NOW, THEREFORE, BE IT ORDAINED by the legislative body of the City of Trenton as follows:

SECTION ONE: That a certain tract of land which is now embraced within the County of Todd, and which is adjacent to and contiguous with the present City boundary and which is more particularly described in the legal description attached hereto as Exhibit "A", is hereby annexed into the City of Trenton, Kentucky and the boundaries of the City of Trenton are extended to include said property.

SECTION TWO: Any and all other ordinances, municipal orders, or portions thereof, inconsistent with this ordinance are hereby automatically repealed.

SECTION THREE: If any section, subsection, sentence, clause, or phrase of this ordinance is held unconstitutional, or otherwise invalid, such infirmity shall not affect the validity of the remainder of this ordinance.

SECTION FOUR: This ordinance shall be effective upon second reading and final passage and publication thereof according to law.

PUBLICLY READ FOR FIRST READING: August 29, 2016.

PUBLICLY READ FOR SECOND READING: September 12,2016.

APPROVED:

**JoAnn Holder, MAYOR**
**CITY OF TRENTON, KENTUCKY**

ATTEST:

**CAROL CHESTER, CITY CLERK**

Prepared by:

Jeffrey B. Traughber
DILLINGHAM & TRAUGHBER
207 E. McReynolds Drive
P.O. Box 129
Elkton, KY 42220
(270) 265-5651

CITY OF TRENTON, KENTUCKY
SUMMARY OF ORDINANCE NUMBER 2016-04

**AN ORDINANCE ANNEXING TO THE CITY OF TRENTON, KENTUCKY A 0.49 ACRE TRACT LYING ADJACENT TO AND CONTIGUOUS TO THE PRESENT CITY BOUNDARIES ON THE SOUTH SIDE OF TED'S TRAIL**

SUMMARY OF ORDINANCE

Said Ordinance annexes a 0.49 acre tract of land which lies on the south side of Ted's Trail into the boundaries of the city limits.

A copy of the full text of said Ordinance is available for public inspection at Trenton City Hall during regular business hours, Monday through Thursday.

As required by KRS 83A.060(9), I hereby certify that the above is a Summary of the above-titled ordinance and that said summary was prepared by Jeffrey B. Traughber, Trenton City Attorney.

Jeffrey B. Traughber

# CITY OF TRENTON

111 South Main Street
P.O. Box 72
Trenton, Kentucky 42286
(270) 466-3332


Annexation of Lot 23 and 24 of the Woodall Subdivision

Property Owner:

Daniel E. and Deborah Bates
115 Ted's Trail
Trenton, Kentucky 42286

Carol Chester
City Clerk/Treasurer

## CONSENT TO ANNEX AGREEMENT

THIS AGREEMENT is entered into this the 28th day of August, 2016 by and between the City of Trenton, a municipality and political subdivision validly existing under the Constitution, statutes and laws of the Commonwealth of Kentucky, hereinafter referred to as the "City"; and, Daniel E. Bates and Deborah A. Bates, husband and wife, 115 Ted's Trail, Trenton, Kentucky 42286, hereinafter referred to as "Owners";

WITNESSETH:

WHEREAS, Daniel E. Bates and Deborah A. Bates are the owners of a certain parcel of real property located in Todd County, Kentucky and outside of the territorial limits of the City and more particularly described as follows:

> Being two tracts of land located in Woodall Subdivision Revision Unit #1 Lots 23 and 24, said lots being located southeast of and adjacent to Ted's Trail and approximately 800 feet south of U.S. Highway 41, said lots being recorded in Plat Cabinet 1, Slides 44A through 44D in the Todd County Court Clerk's Office, said lots being more particularly described as follows.
>
> Beginning at a ½" iron pin found, said pin being located in the southeast right of way of Ted's Trail, said pin being the northeast corner of Lot 22 and the northwest corner of Lot 23 of said subdivision.
>
> Thence with said southeast right of way of Ted's Trail, North 41 degrees 42 minutes 54 seconds East for a distance of 201.92 feet to a ½" iron pin found, said pin being the northeast corner of Lot 24 and the northwest corner of Lot 25 of said subdivision.
>
> Thence with the southwest line of Lot 25 and the existing city limits, South 48 degrees 16 minutes 46 seconds East for a distance of 107.72 feet to a ½" iron pin found, said pin being located at the southeast corner of Lot 24 and the southwest corner of Lot 25 of said subdivision.

Thence with the southeast line of Lots 23 and 24, South 42 degrees 45 minutes 57 seconds West for a distance of 201.96 feet to a ½" iron pin found, said pin being located at the southeast corner of Lot 22 and the southwest corner of Lot 23 of said subdivision.

Thence with the northeast line of Lot 22 and the existing city limits, North 48 degrees 16 minutes 46 seconds West for a distance of 104.02 feet to the point of beginning.

Subject tract contains 0.49 acres more or less.

Lots being subject to all easements, right of ways, covenants, and restrictions of record.

Property description is based on a physical survey by Billy Ray Suiter, PLS 3467, on June 02, 2016.

Being a portion of the property conveyed to Daniel E. Bates and wife, Deborah A. Bates, by Leigh Groves, First Successor Trustee of the David A. Damron and/or Rosamond Damron Revocable Living Trust, Dated September 24th, 2003, by deed dated the 20th day of January, 2011 and recorded in Deed Book 187, Page 516 in the records of the Todd County Court Clerk's Office.

WHEREAS, Owners seek the benefits of said property being annexed into the territorial limits of the City including, but not limited to, the provision of City water and sewer services to the property; and

WHEREAS, the City is desirous of annexing the above-described property within the territorial limits of the City.

NOW THEREFORE, it is hereby agreed as follows:

1. Owners hereby request and consent to the annexation of the above-described property into the City of Trenton, Kentucky pursuant to KRS 81A.412. Owners shall be prohibited from opposing said annexation. In the even Owners execute a remonstrance petition opposing said annexation, their signatures shall be deemed invalid and of no effect pursuant to KRS 81A.420.

2. The terms of this agreement shall extend to and be binding upon the heirs, administrators, executors, personal representatives, successors and assigns of the parties hereto.

IN TESTIMONY WHEREOF, witness the hands of the parties hereto the day and date first above written.

City of Trenton, by:

JoAnn Holder, Mayor

Daniel E. Bates, Owner

Deborah A. Bates, Owner

STATE OF KENTUCKY )
)
TODD COUNTY )

Subscribed to and sworn before me by JoAnn Holder, Mayor of Trenton, this the 28th day of August, 2016.

My Commission Expires: 9-23-19

NOTARY PUBLIC, State at Large

STATE OF KENTUCKY )
)
TODD COUNTY )

Subscribed to and sworn before me by Daniel E. Bates and Deborah A. Bates, husband and wife, this the 28th day of August, 2016.

My Commission Expires: 9-23-19

Carol Chester
NOTARY PUBLIC, State at Large

PREPARED BY:

Jeffrey B. Traughber
207 E. McReynolds Drive
P.O. Box 129
Elkton, KY 42220
(270) 265-5651

EXHIBIT "A" TO ORDINANCE NO. 2016-04

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Thence with the northeast line of Lot 22 and the existing city limits, North 48 degrees 16 minutes 46 seconds West for a distance of 104.02 feet to the point of beginning.

STATE OF KENTUCKY
BILLY RAY
SUITER
3467
LICENSED
PROFESSIONAL
LAND SURVEYOR

Subject tract contains 0.49 acres more or less.

Lots being subject to all easements, right of ways, covenants, and restrictions of record.

Property description is based on a physical survey by Billy Ray Suiter, PLS 3467, on June 02, 2016.

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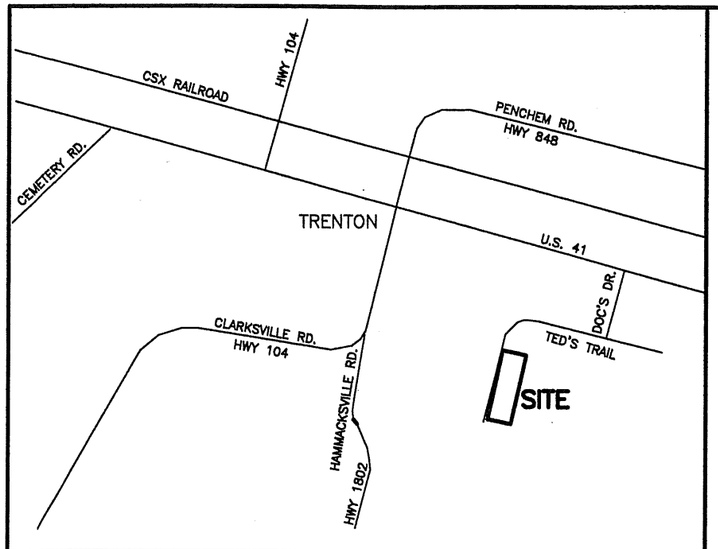
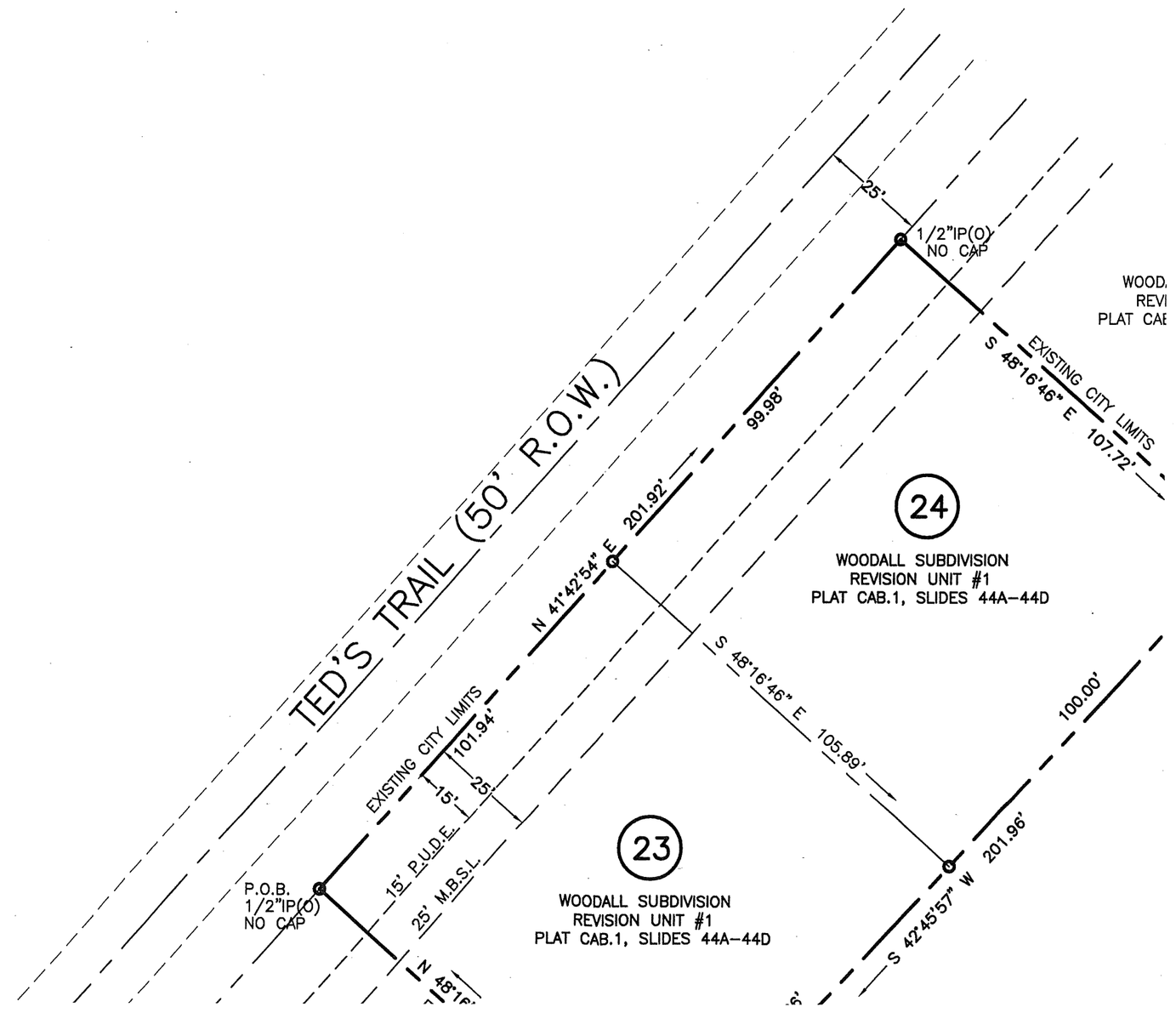


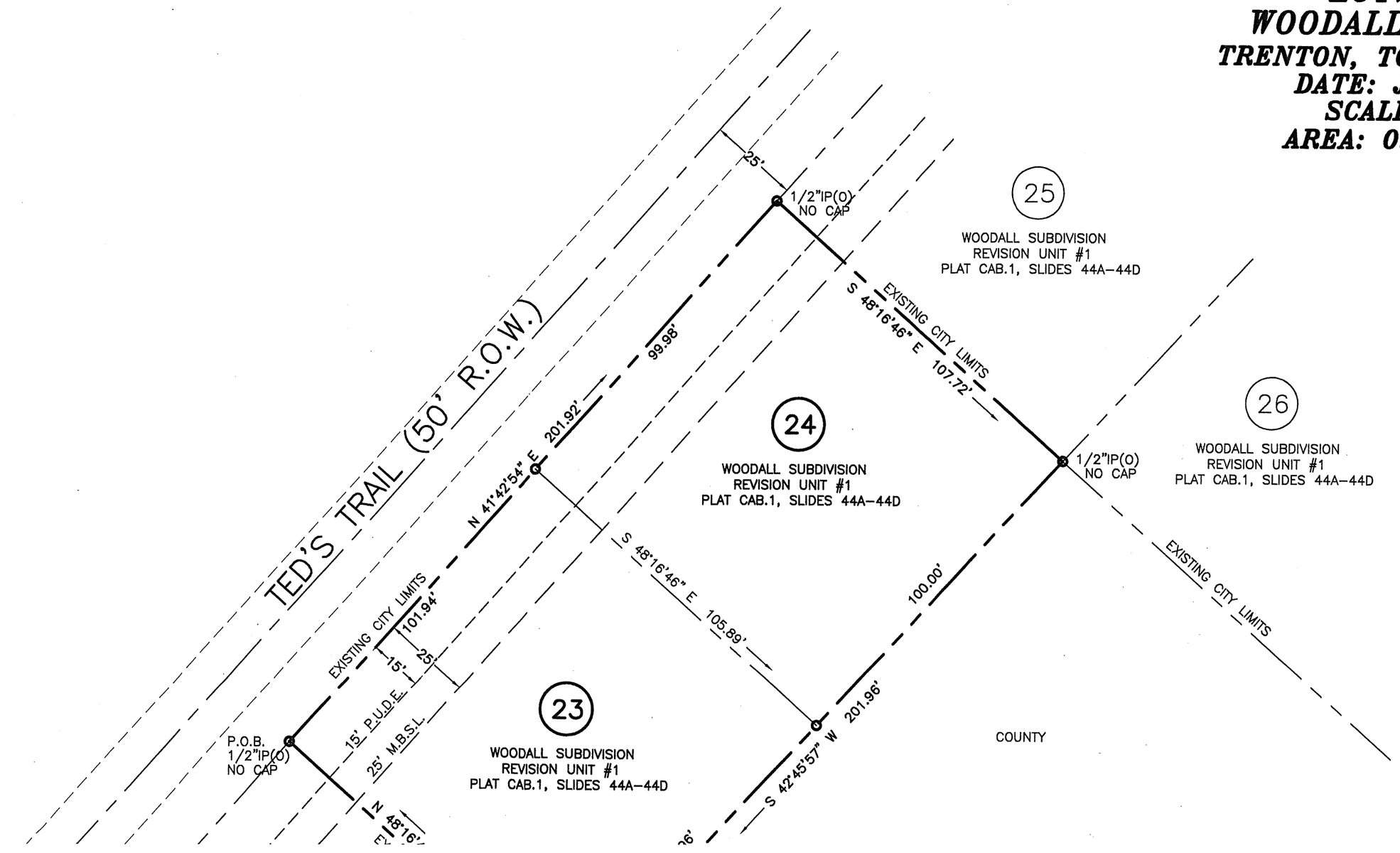

## *VICINITY MAP*

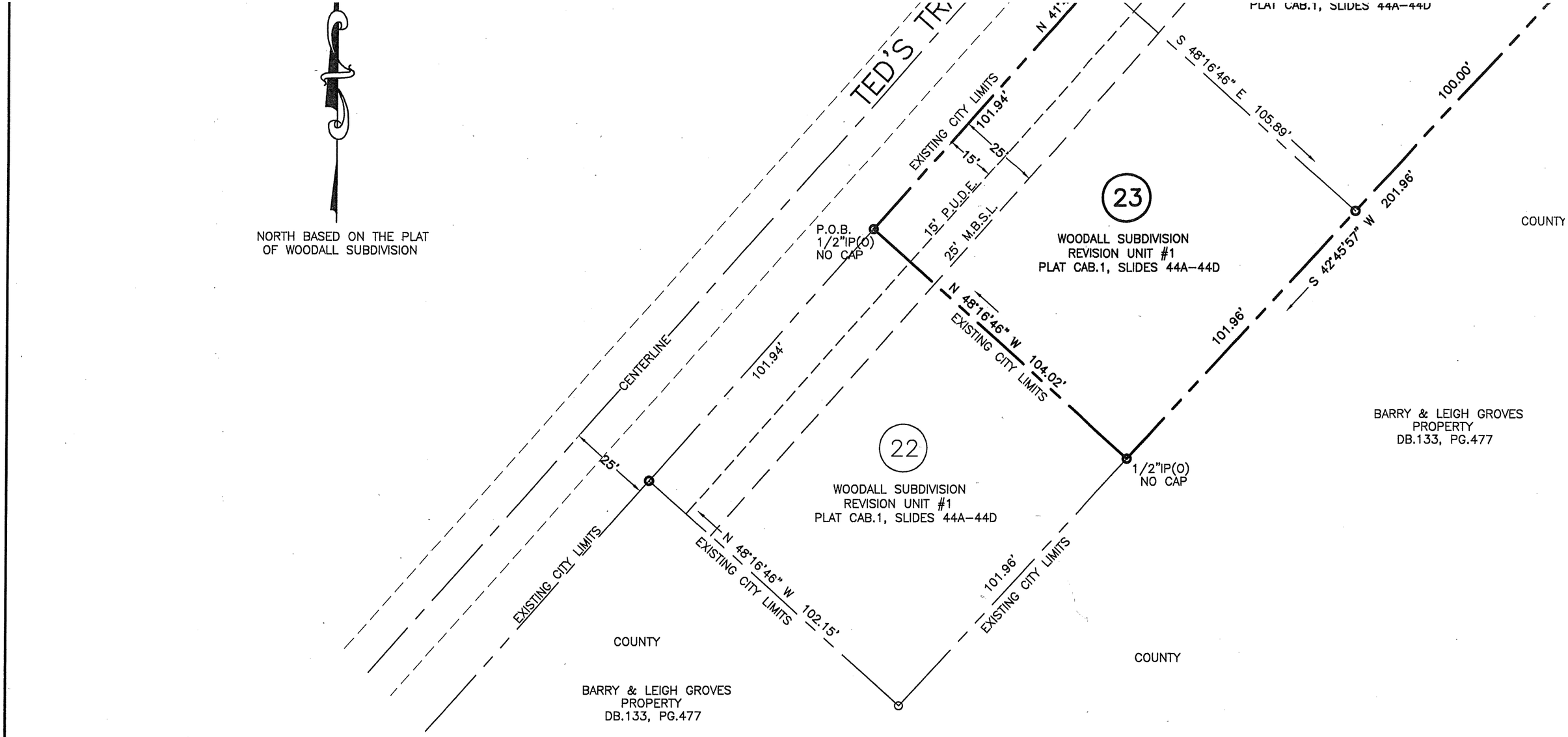
NORTH BASED ON THE PLAT
OF WOODALL SUBDIVISION



# *ANNEXATION PLAT OF LOTS 23&24 WOODALL SUBDIVISION*

***TRENTON, TODD CO. KENTUCKY***
***DATE: JUNE 02, 2016***
***SCALE: 1" = 30'***
***AREA: 0.49 ACRES +/-***






I hereby certify to the hereon named parties that this survey meets or exceeds the requirements of an urban survey and that the closure of the unadjusted traverse is 1:32,523.

This boundary survey was completed to the minumum standards as regulated under the authority of 201 KAR 18:150 of the standards of practice for Kentucky Professional Land Surveyors, 1998

That I am not liable for anything that is changed, that these lines are based upon the latest recorded plat or deed as well as other data that is available to me at this time. This survey is correct to the best of my knowledge, belief, and professional opinion.

SAID PROPERTY SUBJECT TO ALL EASEMENTS, RIGHT OF WAYS, AND CONVEYANCES OF RECORD, AND RESTRICTIONS.

NOTE: THIS SURVEY IS SUBJECT TO CHANGE CONTINGENT UPON RECEIPT OF A CURRENT ABSTRACT OR TITLE POLICY COVERING THE PROPERTY SHOWN HEREON.

**LEGEND**

IP(O) = IRON PIN OLD FOUND
IP(N) = 1/2" IRON PIN NEW SET CAP NO. 3467
PP-POWEPOLE
WM = WATER METER
GM = GAS METER
AC = AIR CONDITIONER PAD
FFE = FINISH FLOOR ELEVATION
R.O.W. = RIGHT OF WAY
M.B.S.L.= MINIMUM BUILDING SETBACK LINE
P.U.D.E.= PUBLIC UTILITY AND DRAINAGE EASEMENT
POINT OF CURVATURE: O
CONCRETE MONUMENT: □
EASEMENT LINE: — — — — — — — — —
MINIMUM BUILDING SETBACK LINE: —— —— ——
CENTERLINE: ———— — ————
BOUNDARY LINE: ———— — — ————
RIGHT-OF-WAY LINE: ———— — — ————

30 0 30 60 90
GRAPHIC SCALE – FEET

STATE OF KEN
BILLY R
SUITE
3467
LICENSE
PROFESSIO
LAND SURV

PLAT CAB.1, SLIDES 44A–44D

TED'S TR

N 41°

EXISTING CITY LIMITS

101.94'

15'

25'

15' P.U.D.E.

25' M.B.S.L.

P.O.B.
1/2"IP(O)
NO CAP

S 48°16'46" E 105.89'

100.00'

EXISTING CITY LIMITS

23

WOODALL SUBDIVISION
REVISION UNIT #1
PLAT CAB.1, SLIDES 44A–44D

COUNTY

S 42°45'57" W 201.96'

N 48°16'46" W 104.02'

EXISTING CITY LIMITS

101.94'

101.96'

BARRY & LEIGH GROVES
PROPERTY
DB.133, PG.477

22

WOODALL SUBDIVISION
REVISION UNIT #1
PLAT CAB.1, SLIDES 44A–44D

1/2"IP(O)
NO CAP

N 48°16'46" W 102.15'

EXISTING CITY LIMITS

101.96'

EXISTING CITY LIMITS

COUNTY

GROVES

.477

30 0 30 60 90

GRAPHIC SCALE – FEET

STATE OF KENTUCKY
BILLY RAY
SUITER
3467
LICENSED
PROFESSIONAL
LAND SURVEYOR


Suiter Surveying & Land Planning, Inc.

P.O.Box 30271
1805A Alpine Drive
Clarksville, Tenn. 37040
Ph.#(931)920-1750
Fax #(931)920-8490