

# CERTIFICATION: KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Vanceburg, Kentucky, and the following 4 pages of Ordinance No. (*or Ordinance dated*) 110.09 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on August 9, 2004, all as appears in the official records of said City.

WITNESS, my hand and (*Seal or the Seal of said City*), this 20<sup>th</sup> day of

July, 2018.

Jane Billman  
(Signature of City Clerk)

(Seal)

RECEIVED AND FILED  
DATE July 25, 2018

ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Kandice Adkinson

# CITY OF VANCEBURG, KENTUCKY

## ORDINANCE NO. 110.09

### AN ORDINANCE ANNEXING A 45.84 ACRE PARCEL OF REAL PROPERTY ADJOINING THE EXISTING WESTERLY CORPORATION LIMITS OF THE CITY OF VANCEBURG ALONG KY HIGHWAY 3037.

WHEREAS, Bloomco, Inc., Bulk Plants, Inc., V.B. Properties, Inc., Trace Creek, LLC, William T. Cooper and Barbara Cooper, his wife, Rodney Ginn and Tamera Ginn, his wife, James E. Draper and Cheryl A. Draper, his wife, Sanford Howard, Samuel L. Ginn and Garneda Mae Ginn, his wife, Richard Rigdon and Wanda Rigdon, his wife, Freda Shumate, and David O. Lykins, Jr., (the "Owners") collectively own a tract of real property adjoining the existing westerly corporation limits of the City of Vanceburg, at Kentucky Route 3037, (the Real Property") and which is more particularly described as follows, viz:

Beginning at a point in the existing center of KY HWY 3037 approximately 60' north of the northeast corner of William T. & Barbara Cooper D.B. 181 PG. 325. Thence leaving the HWY S 02-38-45 W 236.24'. Thence S 32-01-07 W 101.49' to a point at or near the north bank of Salt Lick Creek and at or near the southeast corner of Cooper. Thence up the creek N 54-39-06 W 222.21' to a point at or near the corner of Trace Creek, LLC, D.B. 193 PG. 463, Parcel #1. Thence continuing along the creek S 75-56-39 W 1,258.32'. Thence N 25-58-25 E 554.33' to a point in or near the line of Trace Creek, LLC, D.B. 193 PG. 460. Thence N 81-05-18 W 707.30'. Thence N 09-15-27 E 370.15'. Thence N 59-26-04 W 82.31' to a point at or near the corner of Freda Shumate D.B. 123 PG. 593. Thence with the line of Shumate N 75-30-55 W 375.50'. Thence S 70-09-05 W 243.96' to a point at or near the corner of Vanceburg Associates, Inc. D.B. 156 PG. 492. Thence with the line of Shumate & Vanceburg Associates N 3 1-22-05 E 206.71'. Thence N 24-47-59 E 139.11' to a point at or near the southeast corner of David Lykins D.B. 143 PG. 270. Thence leaving Shumate N 6 1-22-52 W 168.32'. Thence leaving Vanceburg Associates N 32-59-05 E 140.00' to a point in or near the center of KY HWY 3037. Thence with said HWY S 65-03-51 E 1,940.68'. Thence leaving the HWY N 27-02-12 E 51.46' to a point at or near the corner of McBrayer's, Inc. D.B. 136 PG. 454 & Bulk Plants, Inc. D.B. 171 PG. 259, Parcel #1, Tract #2. Thence N 25-15-00 B 179.00' to a point, corner to Trace Creek, LLC D.B. 193 PG. 463, Parcel #2. Thence with the line of the same & the McBrayer line up the hill N 25-15-00 E 787.00' to a point in or near the line of Woodland Cemetery D.B. Y PG. 591 & 594. Thence leaving McBrayer S 53-35-08 E 709.31' to a point in or near the line of Trace Creek, LLC D.B. 193 PG. 463, Parcel #2 and the existing city limits of Vanceburg. Thence with existing city limits

EXHIBIT 1

S 00-42-23 E 691.78' to a point in or near the center of KY HWY 3037. Thence leaving existing city limits along said HWY S 84-29-24 W 211.74'. Thence N 88-19-32 W 131.32' to the point of beginning containing approximately 45.84-acres.

WHEREAS, the Real Property by reason of commercial use of land is urban in character and is suitable for development for urban purposes without unreasonable delay, and

WHEREAS, no part of the Real Property is included within the boundary of another incorporated city, and

WHEREAS, each of the owners of record of the Real Property has given prior written consent in writing to the annexation of the Real Property, and

WHEREAS, the City Council of the City of Vanceburg has determined that it is desirable to annex said unincorporated territory,

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VANCEBURG, KENTUCKY:**

Section 1. Purpose and Authority.

A. It is the purpose of this ordinance to annex the hereinabove described unincorporated territory.

B. This Ordinance is enacted under the power vested in the city by KRS 82.082, KRS 81A.400, 81A.410, and 81A.412..

Section 2. Annexation of Unincorporated Territory. The hereinabove described real property is hereby annexed to and made a part of the City of Vanceburg and the boundaries of the City of Vanceburg are hereby extended so as to include said real property.

Section 3. Roads and Streets.

A. All roads and streets necessary for the development of said annexed area shall be the sole expense of the owners of said real property.


B. All roads and streets hereinafter constructed in the annexed area shall meet the standards established by the City.

Section 4. Conflicting Ordinances Repealed. All other ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

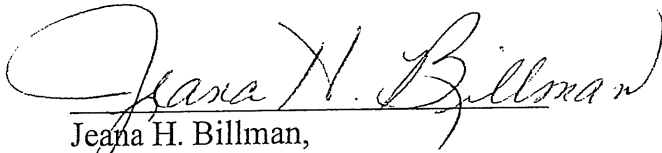
Section 5. Effective Date. This ordinance shall take full force and effect immediately upon enactment.

Given the first reading on the 6<sup>th</sup> day of August, 2004.

Given the second reading and duly enacted by the City Council of the City of Vanceburg, on the 9th day of August, 2004.

  
William T. Cooper, Mayor

ATTEST:

  
Jeana H. Billman,  
City Clerk