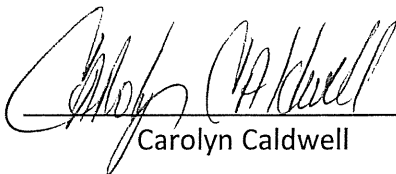


CERTIFICATION

I, Carolyn Caldwell , City Clerk of the City of Warsaw, Kentucky, a municipal corporation of the fourth class, hereby certify, as custodian of the City records, that this copy is a true and correct copy of Ordinance 2018-03 , which is lodged in the official City records.



Carolyn Caldwell

COMMONWEALTH OF KENTUCKY
COUNTY OF Lincoln

The foregoing instrument was sworn to and acknowledged before me this 28th day of January, 2019, CAROLYN CALDWELL, City Clerk for the City of Warsaw, Kentucky, a municipal corporation of the fourth class.



NOTARY PUBLIC

My Commission Expires: 6/9/2019

My Jurisdiction is: State at Large

RECEIVED AND FILED
DATE March 4, 2018

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

ORDINANCE NO. 2018-03

AN ORDINANCE OF THE CITY OF WARSAW, IN GALLATIN COUNTY, KENTUCKY, ANNEXING A 6.74 ACRE PARCEL OF REAL ESTATE, CURRENTLY OWNED BY RIVERSIDE DEVELOPERS, LLC, LOCATED ON THE EASTERN EDGE OF THE CURRENT CITY LIMITS, ALL AS MORE PARTICULARLY DESCRIBED AND ILLUSTRATED IN THE EXHIBITS TO THIS ORDINANCE.

WHEREAS, Riverside Developers, LLC, a Kentucky limited liability company, is the Owner of real estate located on the eastern edge of the current City Limits, south of US 42, which real estate is contiguous to the City of Warsaw;

WHEREAS, pursuant to Kentucky Revised Statutes 81A.412, the Owner has consented and requested the City of Warsaw to annex the property into the City; and

WHEREAS, The City of Warsaw hereby declares that it desirable to annex the unincorporated territory to the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF WARSAW, GALLATIN COUNTY, KENTUCKY, AS FOLLOWS:

Section 1. The unincorporated property which is the subject of this Ordinance consists of 6.74 acres of real estate owned by Riverside Developers, LLC, a Kentucky limited liability company, at 90 US 42, Warsaw, KY, and east of Dorman Products/RB Management, Inc., which was conveyed in Deed Book 109, Page 169 of the Gallatin County Clerk's records in Warsaw, Kentucky.

Section 2. The Property which is the subject of this Ordinance is described and illustrated in and on the Exhibits to this Ordinance.

Section 3. The Property which is the subject of this Ordinance is contiguous 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 the land, or subdivision of land, is urban in character or suitable for development for urban purposes without unreasonable delay. The City hereby declares it desirable to annex the unincorporated territory. No part of the area to be annexed is included within the boundary of another incorporated city.

Section 4. Since the Owner of record of the land 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 area. Pursuant to KRS 81A.412, the City does hereby enact this single ordinance finally annexing the land described in this ordinance.

Section 5. The property which is the subject of this is hereby annexed into the City limits of the City of Warsaw, in Gallatin County, Kentucky, for all purposes.

Section 6. 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 territory shall remain subject to the same land use restrictions, if any, as applied to it prior to annexation until those restrictions are changed by zoning map amendment in accordance with KRS Chapter 100, which zoning amendment is currently being prepared.

Section 7. This ordinance shall be effective upon its adoption and approval according to law, and publication thereafter.

Section 8. All ordinances or parts of any ordinances in conflict herewith, to the extent of the conflict, if any, are hereby repealed.

SECTION 9: The foregoing Ordinance was read, passed and adopted by the Council of the City of Warsaw, Kentucky, meeting in Regular Session on the 9th day of July, 2018, and in Regular Session on the 12th day of November, 2018, with 6 yes votes, 0 no votes, and 0 abstentions, was approved by the Mayor, and was ordered published in summary according to law.

APPROVED:


MAYOR NELSON BROWN

ATTEST:


CAROLYN CALDWELL, City Clerk

Publication 11.21.18

DEED DESCRIPTION

PROPERTY THAT WAS INCORPORATED INTO THE CITY OF WARSAW
ANNEXATION 11/12/2018
ORDINANCE 2018-03

BY:

RIVERSIDE DEVELOPERS, LLC
3636 Old Turkey Foot Road
Erlanger, KY 41018

TO:

THE CITY OF WARSAW

303 East Main Street
Warsaw, Kentucky 41095

PROPERTY AT:

90 Hwy 42 East
Warsaw, Kentucky 41095

Being part of new Tract 07-01.02 of 18.85 acres that part of the 6.74 acres that was annexed (11/12/18) into the City Limits of Warsaw as part of the 18.85 acres that has been annexed 01/23/02 and being part of Tract No. 013-53.04 as described in D. B. 109, pg. 161, slide B-177 and being 1,861 feet east of the intersection of Dorman Drive and U. S. No. 42 and being 17 feet south of 40 foot right-of-way from center of U. S. No. 42 Project No. SEC B-S, F. A. /98 No. 168, 3 of 31, dated 1936 which part is in the City of Warsaw City Limits from Marie Roberts date 01/23/2002 and being more particularly described as follows to-wit;

Unless stated otherwise any monument to hereon as an Iron Pin set is a 1/2" diameter 18" long rebar with plastic cap stamped LS No. 1961-MYLOR. Any 5/8" Iron Pin found of with cap of MYLOR No. 1961 or any 1" Pipe Found without a cap and any 1/2" Iron Pin found of MYLOR with cap No. 1961 or as shown on plat otherwise;

The Basis of Bearings for this Survey and Plat is based on this survey line as recorded in D. B. 110, pg. 518, Tract 013-53.02 as surveyed dated 08/05/10 by MYLOR;

Beginning at a 5/8" Iron Pin Found in the South 40 foot right-of-way for U. S. No. 42 and the original property corner of R & B Incorporated, D. B. 92, pg. 280 and being the original City Limits of Warsaw and the property corner of Dorman Products RB Management, D. B. 110, pg. 518, Slide No. B-181 Tract 013-53.02 and being in the City Limits of Warsaw on 08/10/10; thence leaving the other property of R & B Management and along the South side of 40 foot right-of-way for U. S. No. 42 and Dorman

Products, Tract 013-53.02 which is the City Limits dated 08/10/10 S 85°20'46" E a distance of 641.00' to a 5/8" Iron Pin found in the property corner of property of Riverside Developers, LLC to be conveyed to Dorman Products and being in the City Limits of Warsaw; thence leaving the South 40 foot right-of-way for U. S. No. 42 and along the property line of Dorman Products Tract No. 013-53.02 and Riverside Developers, LLC, New Tract No. 017-01.02 and the 17 foot City Limits of Warsaw from Marie Roberts dated 01/23/2002 S 05°05'11" E a distance of 17.24' to a point in the property line of Dorman Products, Tract 012-53.02 and being the south side 17' strip of the original City Limits of Warsaw dated 01/23/2002 and the True Point of Beginning of new City Limits for Warsaw (annexation) and the property of 18.85 acres (New Tract No. 017-01.02) being conveyed by Riverside Developers, LLC to Dorman Products being part of original Tract 013-53.04 (which was annexed into the City Limits of Warsaw 11/12/18) being POB on plat; thence leaving the line of Dorman Products and along the South 17 foot strip in the City Limits of Warsaw part of Tract 012-53.04 S 85°20'50" E a distance of 322.75' to a point in the City Limits of Warsaw of other property of Riverside Developers, LLC that is already in the City of Warsaw dated 01/23/02 from Jo Ann Seltman (Crescent Enterprises, LLC.) said point being S 05°05'12" E a distance of 17.25' from a 5/8" Iron Pin found in the south 40 foot right-of-way for U. S. No. 42 as shown on plat of the said 17 foot strip that was brought in to the City Limits dated 01/23/02 by Marie Roberts and the division line of other property of Riverside Developers, LLC being Tract 017-01; thence leaving south 17 foot strip that is in the City Limits of Warsaw and along the property line of Riverside Developers, LLC, Tract 017-01 and said City Limits of Warsaw dated 01/23/02 and this tract annexed 11/12/18 S 05°05'12" E a distance of 743.18' to a point in the new division line of 18.85 acres being conveyed by said Riverside Developers, LLC and being 15 foot north of existing Lake as shown on plat; thence leaving the line of Tract 017-01 and along the new line of Tract 012-53.04 and 15 feet north of existing Lake this property is Not in the City Limits of Warsaw as shown on plat S 73°22'03" W a distance of 38.06' to a 1/2" Iron Pin set of MYLOR # 1961; thence with another line and being 15 feet west of Lake property that is not in the City Limits of Warsaw east of this line S 10°51'27" E a distance of 145.96' to a 1/2" Iron Pin set with cap of MYLOR; thence with same and property being south of this line is not in the City Limits of Warsaw as shown on plat S 78°48'40" W a distance of 297.17' to a 5/8" Iron Pin found of MYLOR with cap No. 1961, by a post and the original corner of 15 acres of Dorman Products as described in D. B. 110, pg. 518, Tract No. 012-53.02 that is in the City Limits of Warsaw dated 08/10/10; thence leaving Tract 013-53.04 that is not in the City Limits of Warsaw and along the line of Dorman Products being Tract No. 013-53.02 that is in the City Limits of Warsaw N 05°05'11" W a distance of 982.22' to the True Point of Beginning and containing 293,881 square feet, 6.74 acres being subject to legal right-of-ways and legal easements on record and/or in existence according to survey prepared by Joseph B. MYLOR LS PSC LS NO. 1961, dated 11/07/18.

STATE OF KENTUCKY
JOSEPH B.
MYLOR
LS 1961
LICENSED
PROFESSIONAL
LAND SURVEYOR
Joseph B. Mylor

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

To research the map, contact the
Office of Secretary of State
or the County Clerk.