

City of Wilmore

JESSAMINE COUNTY, KENTUCKY

- IN THE HEART OF THE BLUEGRASS -

HAROLD L. RAINWATER
Mayor

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PHYLLIS SALLEE
City Clerk

HAYLEY ELLIS, CPA
Finance Director

I certify I am the duly qualified City Clerk of the City of Wilmore, Kentucky, and the attached Resolution No. 23-2012 is a true, correct and complete copy duly adopted by the Wilmore City Commission at a duly convened meeting held on 11-12-12, all as appears in the official records of said City.

WITNESS, my hand this 12th day of November, 2012.

Phyllis A Sallee
Phyllis A. Sallee, City Clerk
City of Wilmore

RECEIVED AND FILED
DATE November 30, 2012

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

RESOLUTION No. 23-2012

**A RESOLUTION OF THE CITY OF WILMORE, KENTUCKY ADOPTING A
MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY
PREVIOUSLY ANNEXED BY ORDINANCE No. 438-96**

WHEREAS, the City of Wilmore has previously enacted the herein above noted ordinance annexing property into the corporate limits of the City of Wilmore; and

WHEREAS, the City of Wilmore has conducted an exhaustive review and search of the official record and minutes of the City of Wilmore; and

WHEREAS, the City of Wilmore wishes to comply with the requirements of Amended KRS 81A.470 effective July 13, 2004; and

WHEREAS, the City of Wilmore desires to provide a modern, accurate, easily identifiable description of the territory within its' corporate limits, to have such description certified by a professional land surveyor, and to reflect the highest degree of accuracy currently available given modern surveying techniques. To that end, the Wilmore City Council resolves to adopt the following supplement to the previous annexation ordinance referenced below; and

WHEREAS, the City of Wilmore has confirmed that based on its existing records and minutes that the request for annexation of the hereinafter listed real properties for **Ordinance No. 438-96** was accomplished, and

WHEREAS, the City of Wilmore Annexation Ordinance specifically referred to herein, and supplemented hereby, has at no time been challenged by any party or persons and remains in full force and effect.

**NOW THEREFORE BE IT RESOLVED BY THE WILMORE CITY
COUNCIL, AS FOLLOWS:**

Section No. I: That the Wilmore City Council hereby adopts the following legal description, (Exhibit "A" attached) and the attached plat, (Exhibit "B" attached) depicting said description, having been prepared by John G. Horne a Licensed Professional Land Surveyor, License No. 1218, as an accurate recitation, description, and depiction of territory previously annexed into the corporate limits of the City of Wilmore, by **Ordinance No. 438-96, dated March 4, 1996** (a copy of said Ordinance being attached hereto as Exhibit "C"). The attached description is hereby adopted by the City Council for any and all purposes relative to the aforementioned annexation.

Section No. II: The territory description prepared by John G. Horne a Licensed Professional Land Surveyor, License No. 1218, and adopted hereby as stated in Section No. I, above, is set forth in full on the document attached hereto as Exhibit "A" and is incorporated fully herein.

DULY ENACTED by a majority of this governing body on this the 12th day of November, 2012.

PASSED AND APPROVED by the Wilmore City Council at a regular business meeting on this the 12th day of November, 2012

| | Yea | Nay |
|---------------|----------|-------|
| Leonard Fitch | <u>✓</u> | _____ |
| Jeff Baier | <u>✓</u> | _____ |
| Kim Deyer | <u>✓</u> | _____ |
| Jim Brumfield | _____ | _____ |
| Jeff James | <u>✓</u> | _____ |
| Lynn Cooper | <u>✓</u> | _____ |

Harold Rainwater
Harold L. Rainwater, Mayor
City of Wilmore

Attest:

Phyllis A. Sallee
Phyllis A. Sallee, City Clerk
City of Wilmore

RESOLUTION No. 23-2012
Exhibit A
BOUNDARY DESCRIPTION
ANNEXATION ORDINANCE 438-96

All that tract or parcel of land being situated northerly of and contiguous to the existing corporate limits of Wilmore, Jessamine County, Kentucky and being located easterly of US 68 – Harrodsburg Road and being more particularly described as follows, to wit:

Beginning at a point on the centerline of US 68 – Harrodsburg Road, thence with the centerline of US 68 – Harrodsburg Road, N 42°40'54" E – 858.06' to a point, along a curve to the right, having a radius of 2999.67' for an arc distance of 654.57' and having a chord bearing N 48°56'00" E – 653.27' to a point, N 55°11'04" E – 802.14' to a point and along a curve to the right, having a radius of 3499.62' for an arc distance of 217.16' and having a chord bearing N 56°57'44" E – 217.13' to a point, thence leaving the centerline of US 68 – Harrodsburg Road and continuing with the line of Bicknell Estates, S 41°59'05" E – 2825.35' to a point, thence leaving the line of Bicknell Estates and continuing with the line of Eva May Bottoms (D.B. 75; P. 288), S 09°38'43" W – 412.18' to a point, N 86°00'30" W – 1329.00' to a point, thence continuing with the line of Bottoms and Asbury College (D.B. 47; P. 334) and the existing corporate limits of Wilmore, Jessamine County, Kentucky, S 21°59'28" W – 1048.20' to a point, common corner to Asbury College (D.B. 47; P. 334) and Asbury College (D.B. 47; P. 462), thence with the line of Asbury College (D.B. 47; P. 462) and the existing corporate limits of Wilmore, Jessamine County, Kentucky, and continuing with the line of Asbury College (C.D.B. 7; P. 580 and P.C. 10; Sl. 228) and Herbert and Syvella Roberts (D.B. 275; P. 387), N 49°03'58" W – 2670.44' to the beginning and containing 143.50 acres.

Being the same property as conveyed to Asbury College by deed dated October 13, 1995 and recorded in D.B. 342; P. 203 in the Jessamine County Clerk's office.

Resolution 23-2012 (Ord 438-96) City of Wilmore City Farm

CHECKLIST FOR PREVIOUS ANNEXATION ORDINANCES

- CLERK'S RESOLUTION CERTIFICATION
- RESOLUTION
- SURVEYORS DESCRIPTION (Exhibit A)
- MAP/PLAT (Exhibit B) - MEETS THE STANDARDS OF KRS 322.400, AND INCLUDES EVIDENCE OF CERTIFICATION BY A PROFESSIONAL LAND SURVEYOR
- SURVEYOR'S CERTIFICATION SIGNED AND STAMPED
- CLERK'S ORDINANCE CERTIFICATION
- ORDINANCE (Exhibit C)
- LIST OF PROPERTY OWNERS (Exhibit D)

PACKETS FOR DISTRIBUTION:

- SECRETARY OF STATE PACKET – Office of the Kentucky Secretary of State, Land Office Division, Rm T40, Capitol Annex, 702 Capital Avenue, Frankfort, KY 40601 (3 sets)
- COUNTY CLERK'S PACKET - 101 N. Main Street, Nicholasville, KY 40356
- COUNTY PLANNING AND ZONING PACKET - 103 N. Main Street, Nicholasville, KY 40356
- PROPERTY VALUATION ADMINISTRATION PACKET - 116 N. Main Street, Suite 1, Nicholasville, KY 40356

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

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