

ORDINANCE #110.102

ORDINANCE NO. 110.26 (Note: incorrectly read as 110.17 on first reading)

ORDINANCE OF THE CITY OF BURNSIDE, KY ANNEXING .45 ACRES OWNED BY LEES FORD HOTELS LLC, LOCATED AT 21 LEE'S FORD DOCK RD., NANCY, KY AND CONTIGUOUS TO THE PRESENT CITY LIMITS.

WHEREAS, the subject property of this Ordinance is urban in character or suitable for development for urban purposes and no part of this are to be annexed is included within the boundary of another incorporated city, and the City has declared it desirable to annex the proposed unincorporated territory; and

WHEREAS, the said owners of record of the subject property to annexed have consented in writing to the proposed annexation as shown by their Consent dated November 4, 2013, and therefore, pursuant to KRS 81A.412, there is not a requirement for a notification ordinance as required by KRS 81A.420 or notice requirements of KRS 81A.425 or a waiting period of 60 days as provided by KRS 81A.420 (2) prior to enacting a final ordinance annexing the subject area; and

WHEREAS, this Ordinance is authorized by KRS 81A.412;

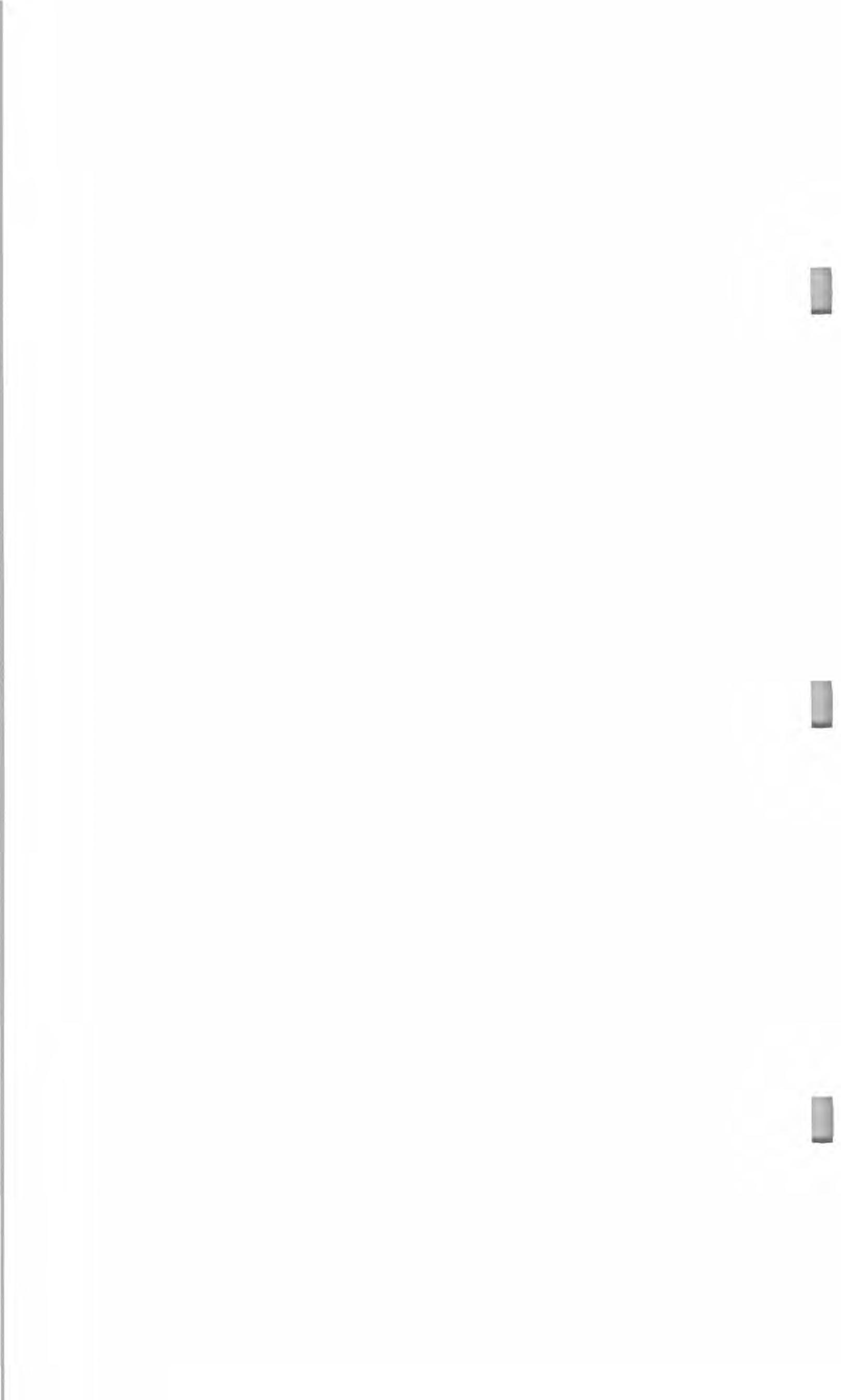
NOW, THEREFORE, PURSUANT TO THE AUTHORITY OF CHAPTER 81A OF THE KENTUCKY REVISED STAUTES (KRS) AND OTHER APPLICABLE LAW, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BURNSIDE:

- I. The city of Burnside has declared the following described property, by reason of present use and potential, to be urban in character and/or suitable for urban purposes without reasonable delay, therefore the City finds it desirable to annex the proposed unincorporated territory owned by Lee's Ford Hotel, LLC, and said property is hereby annexed into the territorial limits of the City of Burnside, Kentucky, a fourth class municipality, pursuant to the provisions of KRS Chapter 81A.410 et seq:

The property to be annexed is more fully described as follows:

A certain tract or parcel of land located adjacent to the existing City limits of Burnside, Kentucky on the south side of Lee's Ford Boat Dock Road, and being more particularly described as follows:

The following description was prepared by Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496. Said description was based on the following information: Calls taken from Deed to Lee's Ford Hotels, LLC (Deed Book 762, page



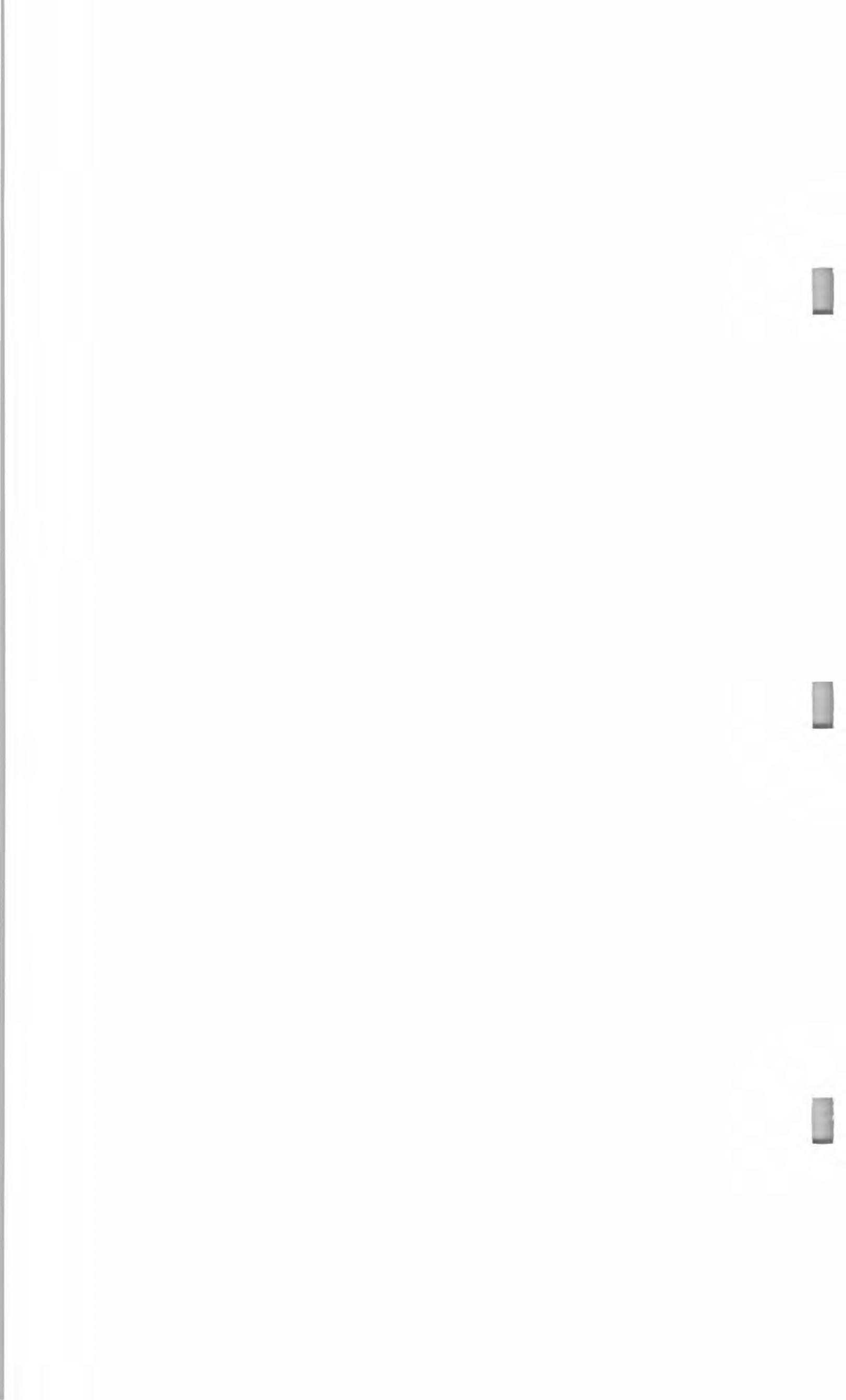
249), plat of Lee's Ford Hotels, LLC (Plat Cabinet 1, slide 227), also calls taken from previous annexation surveys for the City of Burnside. The purpose of this annexation survey is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcel boundaries and should not be used for that purpose.

Beginning at a U.S.A.C.E. monument stamped W 2381-6, having a KY State Plane single zone coordinate of (N: 3,542,971.165, E: 5,233,625.693). Said point further described as being in the City limit line of Burnside, Kentucky per Ordinance #110.5;

Thence N 69°26'09" W a distance of 32.38' to a point;
Thence N 68°21'15" W a distance of 59.05' to a point;
Thence N 75°27'21" W a distance of 52.00' to a point;
Thence N 88°15'54" W a distance of 16.08' to a point;
Thence N 53°39'39" W a distance of 20.76' to a point;
Thence N 76°11'31" W a distance of 44.52' to a point;
Thence N 61°37'44" W a distance of 48.58' to a point;
Thence N 50°12'22" W a distance of 37.22' to a point;
Thence N 67°33'40" W a distance of 38.13' to a point;
Thence N 76°02'58" W a distance of 58.27' to a point;
Thence S 89°23'10" W a distance of 45.91' to a point;
Thence N 04°04'44" W a distance of 114.48' to a point;
Thence N 85°53'53" E a distance of 86.55' to a point;
Thence N 86°10'09" E a distance of 59.07' to a point;
Thence S 09°40'26" W a distance of 56.76' to a point;
Thence S 03°38'21" E a distance of 12.04' to a point;
Thence S 86°08'43" W a distance of 5.87' to a point;
Thence S 10°42'33" W a distance of 63.84' to a point;
Thence S 66°01'10" E a distance of 339.26' to the point of beginning.

Said Annex boundary having an area of 19,663 Square Feet or 0.45 acres.

- II. The Ordinance shall become effective on the date of its passage and publication in the Commonwealth Journal as required by KRS Chapter 424.
- III. Upon final annexation, the annexed property shall retain the zoning classification of C-2 Commercial until changed by zoning map amendments and/or other proper procedure.



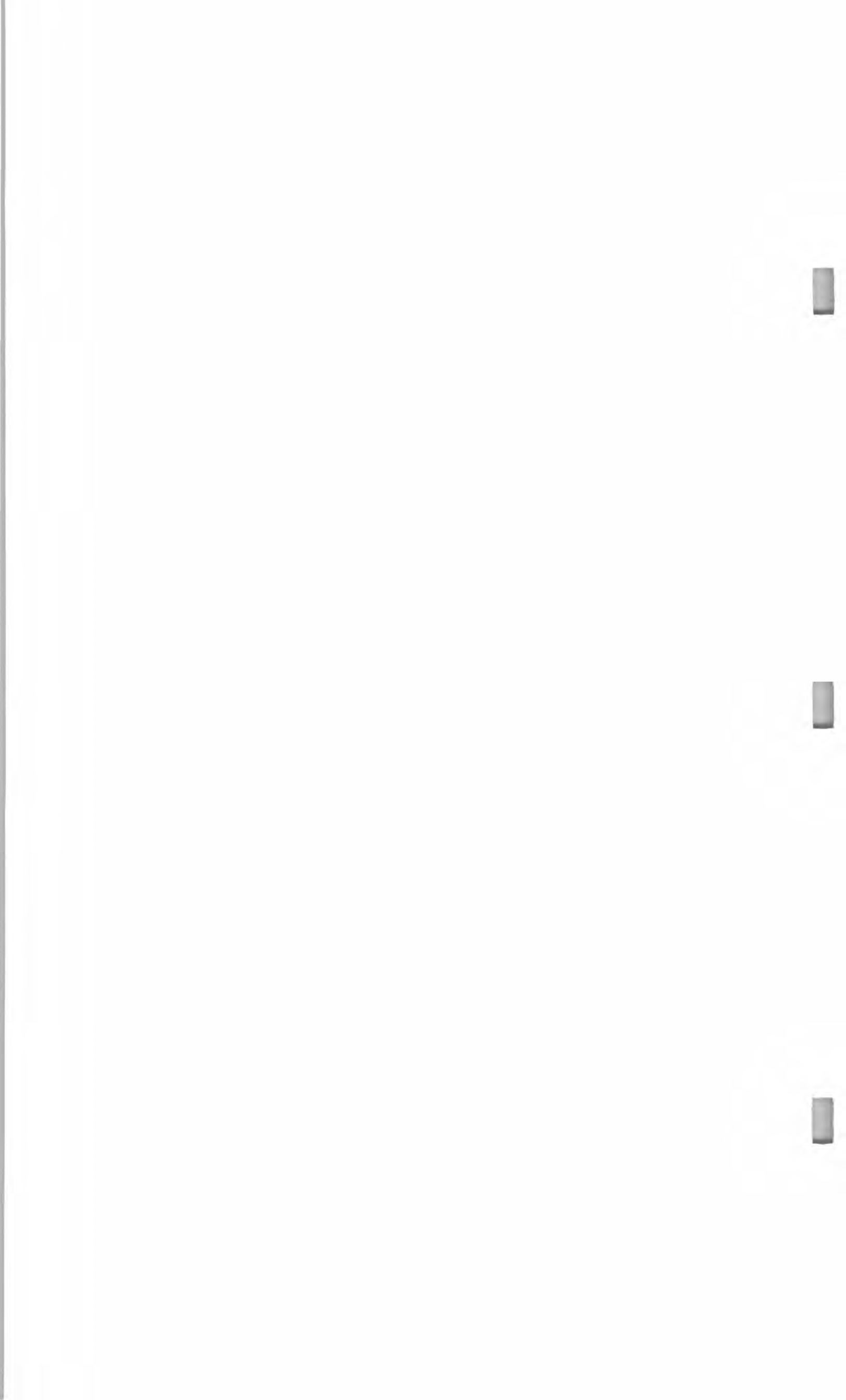
First Reading: 11/4/2014

Second Reading: 02/03/2014

Date of Publication 02/18/2014

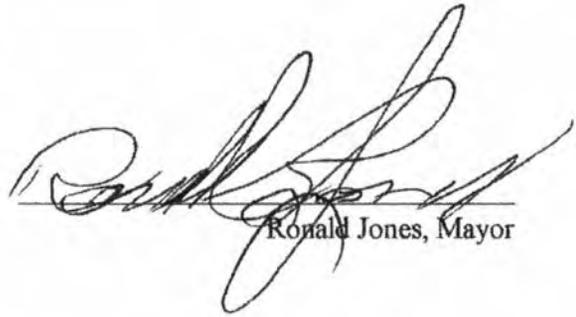
Ronald Jones, Mayor

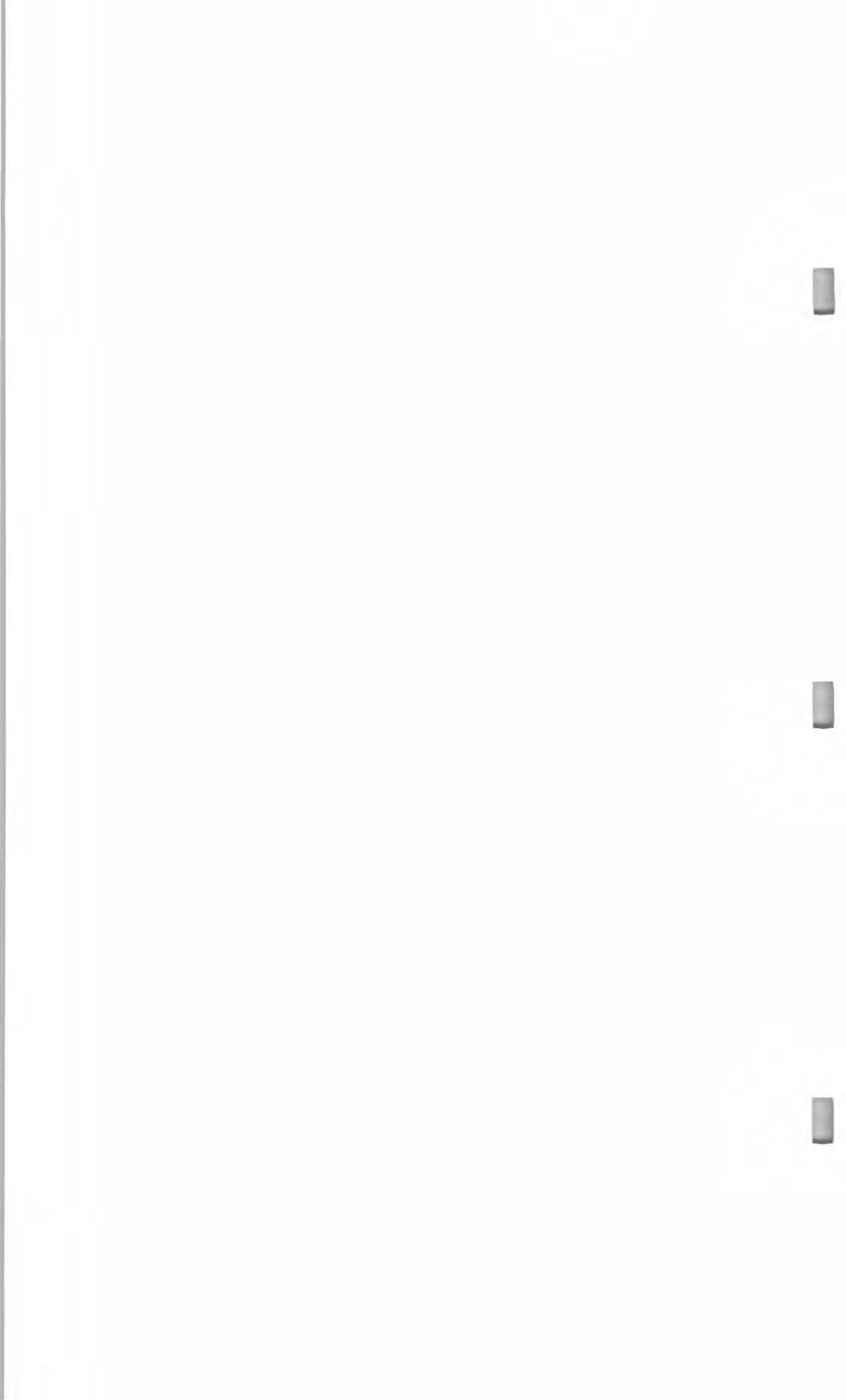
Crissa Morris, City Clerk



First Reading: 11/4/2014
Second Reading: 02/03/14
Date of Publication 02/18/14

Crissa Morris
Crissa Morris, City Clerk


Ronald Jones, Mayor



**City of Burnside – Lee's Ford Hotels, LLC., Annexation
Ordinance # 110.26
Description**

A certain tract or parcel of land located adjacent to the existing City limits of Burnside, Kentucky on the south side of Lee's Ford Boat Dock Road, and being more particularly described as follows:

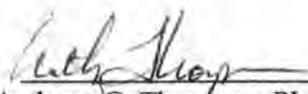
The following description was prepared by Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496. Said description was based on the following information: Calls taken from Deed to Lee's Ford Hotels, LLC (Deed Book 762, page 249), plat of Lee's Ford Hotels, LLC (Plat Cabinet 1, slide 227), also calls taken from previous annexation surveys for the City of Burnside. The purpose of this annexation survey is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcel boundaries and should not be used for that purpose.

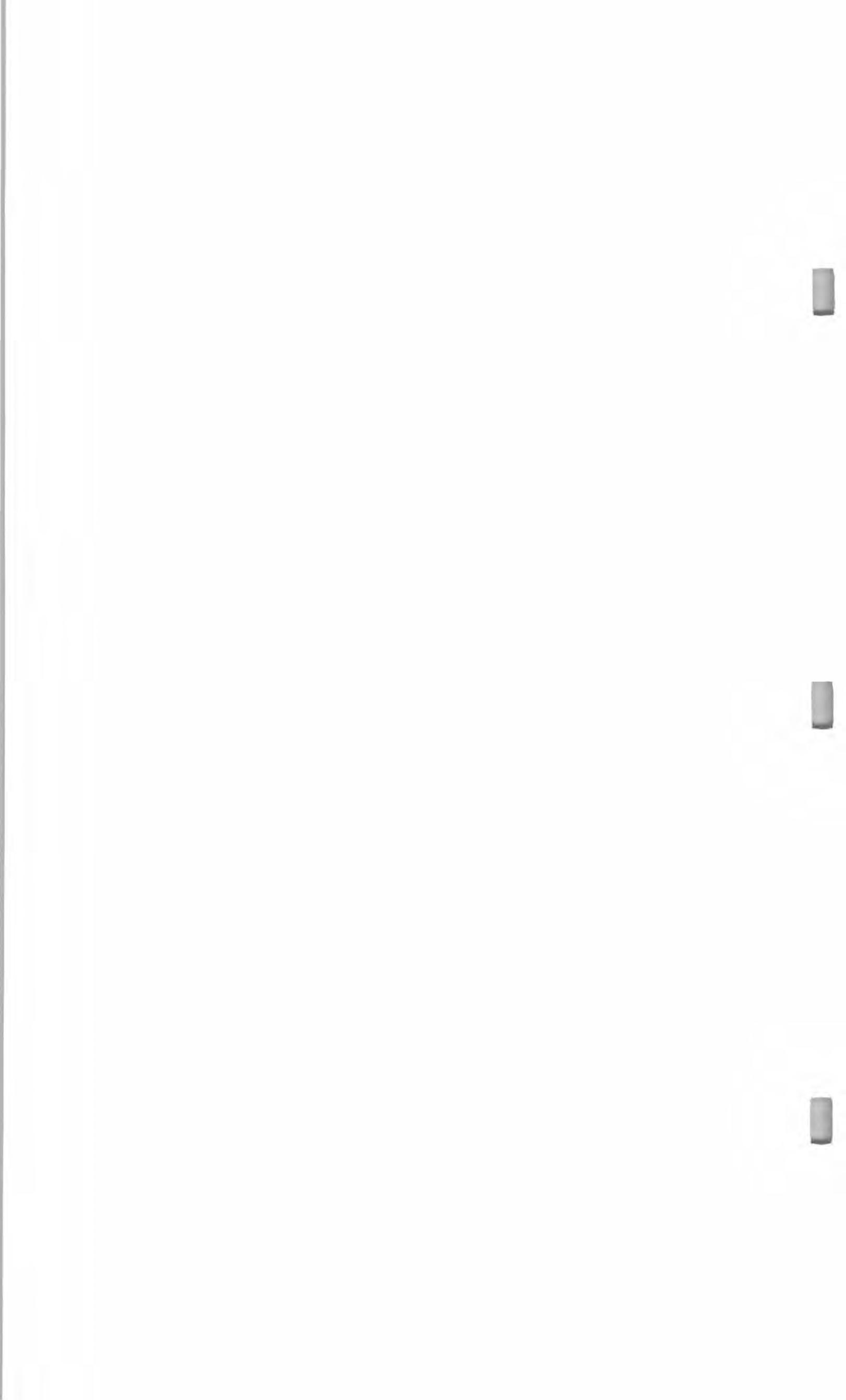
Beginning at a U.S.A.C.E. monument stamped W 2381-6, having a KY State Plane single zone coordinate of (N: 3,542,971.165, E: 5,233,625.693), Said point further described as being in the City limit line of Burnside, Kentucky per Ordinance #110.5;

Thence N 69°26'09" W a distance of 32.38' to a point;
Thence N 68°21'15" W a distance of 59.05' to a point;
Thence N 75°27'21" W a distance of 52.00' to a point;
Thence N 88°15'54" W a distance of 16.08' to a point;
Thence N 53°39'39" W a distance of 20.76' to a point;
Thence N 76°11'31" W a distance of 44.52' to a point;
Thence N 61°37'44" W a distance of 48.58' to a point;
Thence N 50°12'22" W a distance of 37.22' to a point;
Thence N 67°33'40" W a distance of 38.13' to a point;
Thence N 76°02'58" W a distance of 58.27' to a point;
Thence S 89°23'10" W a distance of 45.91' to a point;
Thence N 04°04'44" W a distance of 114.48' to a point;
Thence N 85°53'53" E a distance of 86.55' to a point;
Thence N 86°10'09" E a distance of 59.07' to a point;
Thence S 09°40'26" W a distance of 56.76' to a point;
Thence S 03°38'21" E a distance of 12.04' to a point;
Thence S 86°08'43" W a distance of 5.87' to a point;
Thence S 10°42'33" W a distance of 63.84' to a point;
Thence S 66°01'10" E a distance of 339.26' to the point of beginning.

Said Annex boundary having an area of 19,663 Square Feet or **0.45 acres**.

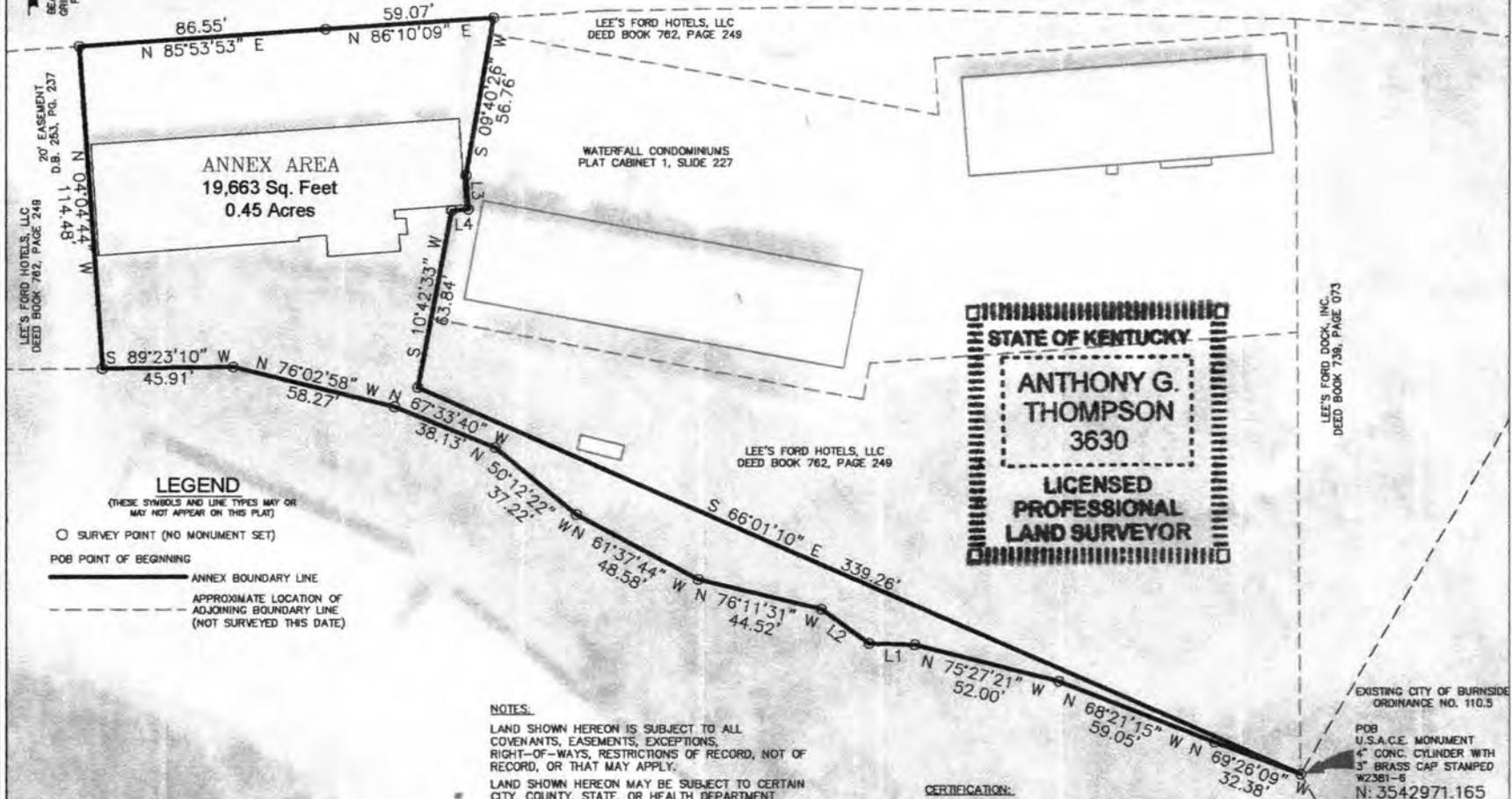



Anthony G. Thompson PLS 3630 02-03-14
Date



BEARINGS SHOWN HEREON WERE CORRELATED TO GRID NORTH KENTUCKY SPC (1600) SINGLE ZONE. PER GPS OBSERVATIONS DESCRIBED HEREON.

LINE	BEARING	DISTANCE
L1	N 88°15'54" W	16.08'
L2	N 53°39'39" W	20.76'
L3	S 03°38'21" E	12.04'
L4	S 86°08'43" W	5.87'



LEGEND
(THESE SYMBOLS AND LINE TYPES MAY OR MAY NOT APPEAR ON THIS PLAT)

○ SURVEY POINT (NO MONUMENT SET)

— POB POINT OF BEGINNING

— ANNEX BOUNDARY LINE

- - - APPROXIMATE LOCATION OF ADJOINING BOUNDARY LINE (NOT SURVEYED THIS DATE)

NOTES:

LAND SHOWN HEREON IS SUBJECT TO ALL COVENANTS, EASEMENTS, EXCEPTIONS, RIGHT-OF-WAYS, RESTRICTIONS OF RECORD, NOT OF RECORD, OR THAT MAY APPLY.

LAND SHOWN HEREON MAY BE SUBJECT TO CERTAIN CITY, COUNTY, STATE, OR HEALTH DEPARTMENT REGULATIONS OR ZONING REGULATIONS.

NO TITLE REPORT WAS PROVIDED THIS SURVEY.

NO UNDERGROUND UTILITIES WERE SHOWN HEREON.

AERIAL PHOTO BACKGROUND PREDATES THIS SURVEY AND IS SHOWN FOR REFERENCE ONLY.

PURPOSE OF SURVEY (SCOPE): ANNEXATION

CERTIFICATION:

I HEREBY CERTIFY THAT BOUNDARY FOR ANNEXATION ORDINANCE NO. 110.26 FOR THE CITY OF BURNSIDE, KENTUCKY, SHOWN ON THIS PLAT IS BASED ON THE FOLLOWING INFORMATION: CALLS TAKEN FROM DEED TO LEE'S FORD HOTELS, LLC (DEED BOOK 762, PAGE 249), PLAT OF LEE'S FORD HOTEL'S, LLC (PLAT CABINET 1, SLIDE 227), ALSO CALLS TAKEN FROM PREVIOUS ANNEXATION SURVEYS FOR THE CITY OF BURNSIDE. THE PURPOSE OF THIS ANNEXATION SURVEY IS TO DELINEATE THE LIMITS OF THE AFORESAID ANNEXATION. IT DOES NOT IN ANY WAY REFLECT A DETERMINATION OF THE INDIVIDUAL PARCEL BOUNDARIES AND SHOULD NOT BE USED FOR THAT PURPOSE.

Anthony G. Thompson
ANTHONY THOMPSON
KY. PLS. NO. 3630

DATE: 02-03-14

COORDINATE DATA:
COORDINATES SHOWN HEREON WERE BASED ON NGS OPUS SOLUTION DATED 10-15-04. State Plane NAD83, Kentucky Single Zone (1600) U.S. feet
Convergence: 00°41'38.08170"
Scale Factor: 1.000019440
ALL BEARINGS AND DISTANCES SHOWN HEREON ARE BASED ON ABOVE DESCRIBED GRID.



GENERAL NOTES:

THESE DRAWINGS ARE NOT VALID UNLESS THE ORIGINAL SIGNATURE AND STAMP ARE ATTACHED. ANY REPRODUCTION OR VARIANCE TO THESE DRAWINGS IS VOID. ALL BEARINGS AND DISTANCES ARE NOT TO BE CONSIDERED ASSURED BY THE LICENSED PROFESSIONAL LAND SURVEYOR.

THIS SURVEY AND PLAT WAS PREPARED FOR THE ENTITY IN THE TITLE BLOCK HEREON AND DOES NOT EXTEND TO ANY OTHER ENTITY, UNLESS OTHERWISE PROVIDED BY THE LICENSED PROFESSIONAL LAND SURVEYOR.

THIS IS NOT A BOUNDARY SURVEY PER JOHNSON FOR ANNEXATION PURPOSES ONLY.

GPS SERVICES
CAD SERVICES
ALTA-ACSM
TOPOGRAPHIC
SUBDIVISIONS
COMMERCIAL
RESIDENTIAL
FARMS

AGT
LAND SURVEYING
Anthony Thompson, PLS
2610 HWY. 90
BURNSIDE, KY 42518
(606) 561-7224

TITLE: CITY OF BURNSIDE - LEE'S FORD HOTELS, LLC. ANNEXATION ORDINANCE 110.26

OWNER(S): LEE'S FORD HOTELS, LLC. P.O. BOX 753 SOMERSET, KY. 42502

CLIENT(S): CITY OF BURNSIDE P.O. BOX 8 BURNSIDE, KY. 42519

JOB NO.: 13-1566

POB: U.S.A.C.E. MONUMENT 4" CONC. CYLINDER WITH 3" BRASS CAP STAMPED W2381-8 N: 3542971.165 E: 5233625.693

DRAWN BY: A.G.T.

FIELD CREW: A.G.T.

SCALE: 1" = 60'

DWG. DATE: 02-03-14

SHEET NO. 2 OF 2

RESERVED FOR COUNTY COURT CLERK:

