

ORDINANCE NO. 110.4

AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF BURNSIDE, KENTUCKY

WHEREAS, the Common Council of the City of Burnside desires to annex that certain territory, the boundary of which is more particularly described herein, finding that said territory is adjacent or contiguous to the boundary of the City of Burnside, and that the annexation of said territory will contribute to and facilitate the orderly growth and development of both the City of Burnside and the territory; that its annexation will facilitate and contribute to the proper and orderly layout, design, and construction of streets, gutters, sidewalks, and municipal services, and will provide and facilitate proper overall planning and zoning of lands, and subdivision of lands, within the City and the territory in a manner most conducive to the welfare of the City and the territory, and

WHEREAS, the City Council finds that said territory is, by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, urban in character or suitable for development for urban purposes without unreasonable delay.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Burnside, Commonwealth of Kentucky; as follows:

Section I. That the following described territory is annexed to the City of Burnside:

A certain Tract or parcel of land located on both sides of US Highway 27 approx. 0.28 miles north west of the Kentucky Highway 90 and US Highway 27 intersection in the City of Burnside. Said Tract Being in Pulaski County, Kentucky, and being more particularly described as follows:

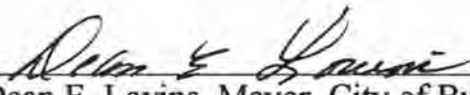
Being all of Tract "A" of a plat titled: CITY OF BURNSIDE, ANNEXATION, filed in Plat Cabinet D, Slide 169 in the Pulaski County Court Clerk's office in Somerset, Kentucky. Said Tract containing 79.92 or 3,481,205 Sq. Ft., according to record information and field measurements performed under the direct supervision of Anthony Thompson, PLS 3630, with AGT Land Surveying, on 10-11-04 through 12-14-04, refer to said plat for all source information used.

All bearings referred to therein were correlated to geodetic north based on GPS observations on 10-15-2004.


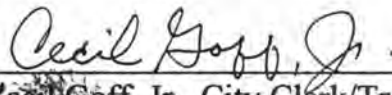
A copy of said plat is attached hereto as Exhibit A, made a part hereof, and incorporated herein by reference.

Section II. That the property described in Section I above is adjacent or contiguous to the boundary of the City of Burnside. Further, that the annexation of said territory will contribute and facilitate the orderly growth and development of both the City of Burnside and the territory; that its annexation will facilitate and contribute to the proper and orderly layout, design, and construction of streets, gutters, sidewalks, and municipal services, and will provide and facilitate proper overall planning and zoning of lands, and subdivision of lands, within the City and the territory in a manner most conducive to the welfare of the City and the territory. The City Council finds that said territory is, by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, urban in character or suitable for development for urban purposes without unreasonable delay.

Section III. This Ordinance shall take effect upon its date of publication, whether in whole or in summary, according to law.



Dean E. Lovins, Mayor, City of Burnside

Cecil Goff, Jr., City Clerk/Treasurer

First Reading: Jan. 10, 2005

Second Reading: Feb. 7, 2005

Date of Publication: Feb. 15, 2005

Publication: Commonwealth-Journal

Prepared By: Jeffrey Scott Lawless, City Attorney

E:5251284.38860
N:3527715.92700

CITIZENS NATIONAL BANK OF SOMERSET
DEED BOOK 362, PAGE 431

STANLEY CORNETT
STANLEY MICHAEL CORNETT
ERNEST LEE CORNETT
DEED BOOK 710, PAGE 197

E. WYNNE CURRY AND RITA A. CURRY
ROBERT D. MAGRAW AND MARGARET OPAL MAGRAW
RICHARD WILLIAM WILSON
DEED BOOK 725, PAGE 238
DEED BOOK 737, PAGE 400

FRED HALL
OVAL HALL
DEED BOOK 428, PAGE 552

(12)
STANLEY CORNETT
MIKE CORNETT
DEED BOOK 535, PAGE 350

LOUISE FAYE NEAL
DEED BOOK 685, PAGE 189

EXHIBIT "A"

SURVEYORS CERTIFICATION:

I HEREBY CERTIFY THAT THE ANNEXATION DRAWING DEPICTED BY THIS PLAT WAS DONE BY ME OR PERSONS UNDER MY DIRECT SUPERVISION, SAID PLAT WAS CREATED FROM RECORD INFORMATION AND FIELD MEASUREMENTS WITH RTK GPS. THIS PLAT WAS PREPARED FOR CITY ANNEXATION ONLY AND DOES NOT MEET THE MINIMUM STANDARDS FOR A BOUNDARY SURVEY IN THE STATE OF KENTUCKY.

THIS DRAWING IS NOT VALID UNLESS THE ORIGINAL SIGNATURE AND STAMP ARE ATTACHED. ANY REPRODUCTION OR VARIANCE TO THIS DRAWING BY ELECTRONIC OR ANY OTHER MEANS ARE NOT TO BE CONSIDERED ISSUED BY LICENSED SURVEYOR.

THIS ANNEXATION DRAWING WAS PREPARED FOR THE ENTITY IN THE TITLE BLOCK HEREON AND DOES NOT EXTEND TO ANY OTHER ENTITY, UNLESS RECERTIFIED BY THE PROFESSIONAL LAND SURVEYOR.

Anthony Thompson
ANTHONY THOMPSON
KY. PLS. NO. 3630
03-02-05
DATE

NOTES:

ALL COORDINATES SHOWN HEREON ARE SPC (1600 KY 12) UNLESS OTHERWISE NOTED, FROM NGS OPUS SOLUTION:
ON SURVEY STATION 1000
N 37°00'21.08991"
W 84°37'11.20261"
CONVERGENCE 0°41'38.08170"
SF 1.000019440

COORDINATES WERE BASED ON NGS OPUS SOLUTION REPORT DATED OCT. 15, 2009 TIME 00:41:36 UTM

CITY BOUNDARY LINES SHOWN HEREON WERE CREATED FROM RECORD INFORMATION, AND MAY NOT REPRESENT ACTUAL PROPERTY LINES.

CITY BOUNDARY LINES SHOWN HEREON WERE CREATED FOR ANNEXATION PURPOSES ONLY. SAID LINES ARE NOT TO BE USED FOR ANY OTHER PURPOSE.

RIGHT OF WAY INFORMATION WAS OBTAINED FROM KENTUCKY DISTRICT 8 HIGHWAY OFFICE IN SOMERSET, KY.
PROJECT: WHITLEY CITY-SOMERSET ROAD (US 27)
NO. PD04 100 0027 010-011

PROPERTY OWNER INFORMATION WAS OBTAINED FROM THE PULASKI COUNTY PVA.

DEED SOURCE INFORMATION WAS PROVIDED BY THE CITY OF BURNSIDE.

PHOTO USED AS BACKDROP HEREON IS FOR REFERENCE PURPOSES ONLY. SAID PHOTO PREDATES SURVEY AND DOES NOT SHOW ALL EXISTING IMPROVEMENTS.

SURVEY TITLE:
CITY OF BURNSIDE, ANNEXATION

CLIENT(S):
CITY OF BURNSIDE, KENTUCKY
P.O. BOX 9
BURNSIDE, KY. 42519

LOCATION OF PARCEL:
N 37°00'21.089"
W 84°37'11.202"

SCALE: 1"=120'
DRAWN BY: A.G.T.
APPROVED BY: A.G.T., PLS 3630

DRAWING DATE: 12-15-04
REV. 03-02-05
FIELD CREW ID: A.G.T.
DRAWING NO. AGT04-1004

AGT
LAND SURVEYING

ALTA-ACS
COMMERCIAL
RESIDENTIAL
SUBDIVISION
TOPOGRAPHIC
FARMS
CONSTRUCTION

2610 HWY 90
Bronston, KY 42518
(606) 561-7224
(606) 305-2710

Anthony Thompson
Anthony Thompson, PLS

N:3527718.92700

RONAL PING AND HELEN PING
DEED BOOK 432, PAGE 472

JIMMY TROXTELL AND RUTH TROXTELL
DEED BOOK 658, PAGE 319

CORP MONUMENT
Z-2613-9

E:5252820.16800
N:3527668.98100

CITIZENS NATIONAL BANK OF SOMERSET
DEED BOOK 382, PAGE 431

JOHN A. PHILLIPS
CELESTE A. PHILLIPS
184/197

LARRY W. CLARKSON
DARREY A. CLARKSON
497/285

STANLEY CORNETT
STANLEY MICHAEL CORNETT
ERNEST LEE CORNETT
DEED BOOK 710, PAGE 197

E. WAYNE CURRY AND DEB A. CURRY
DOBBY D. MCGRAW AND MARGARET OPAL MCGRAW
RICHARD WILLIAM WILSON
DEED BOOK 726, PAGE 209
DEED BOOK 737, PAGE 400

12
STANLEY CORNETT
MAKE CORNETT
DEED BOOK 535, PAGE 350

FRED HALL
OVAL HALL
DEED BOOK 428, PAGE 552

CHARLIE THOMPSON
DEED BOOK 270, PAGE 384
DEED BOOK 181, PAGE 188

MARY NELL THOMPSON
(WIDOW)
DEED BOOK 280, PAGE 488

WILLIAM DABNE
LITTLE MAE D. DABNE
DEED BOOK 3, PAGE 442

JIM S. SHROTT
ANN SHROTT
DEED BOOK 590, PAGE 142

STEVE B. PROGAN
DEED BOOK 683, PAGE 214

BEAL CHAMP DRIVE

E:5253014.90294
N:3527016.16422

E:5253069.20554
N:3526878.55870

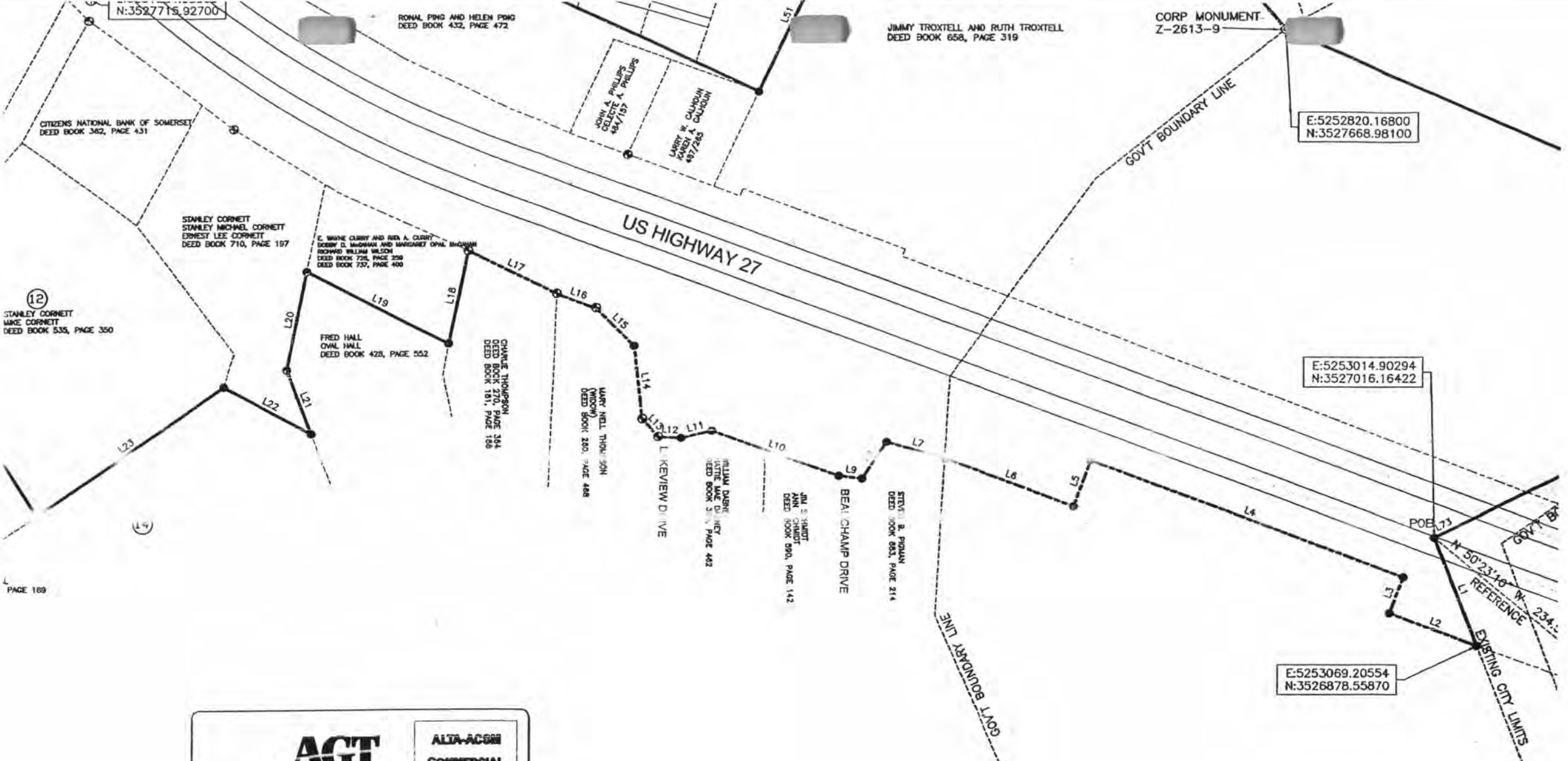
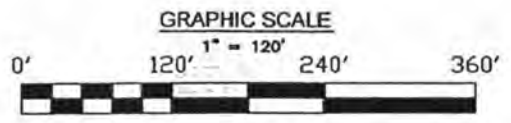
PAGE 189

AGT
LAND SURVEYING

2610 HWY 90
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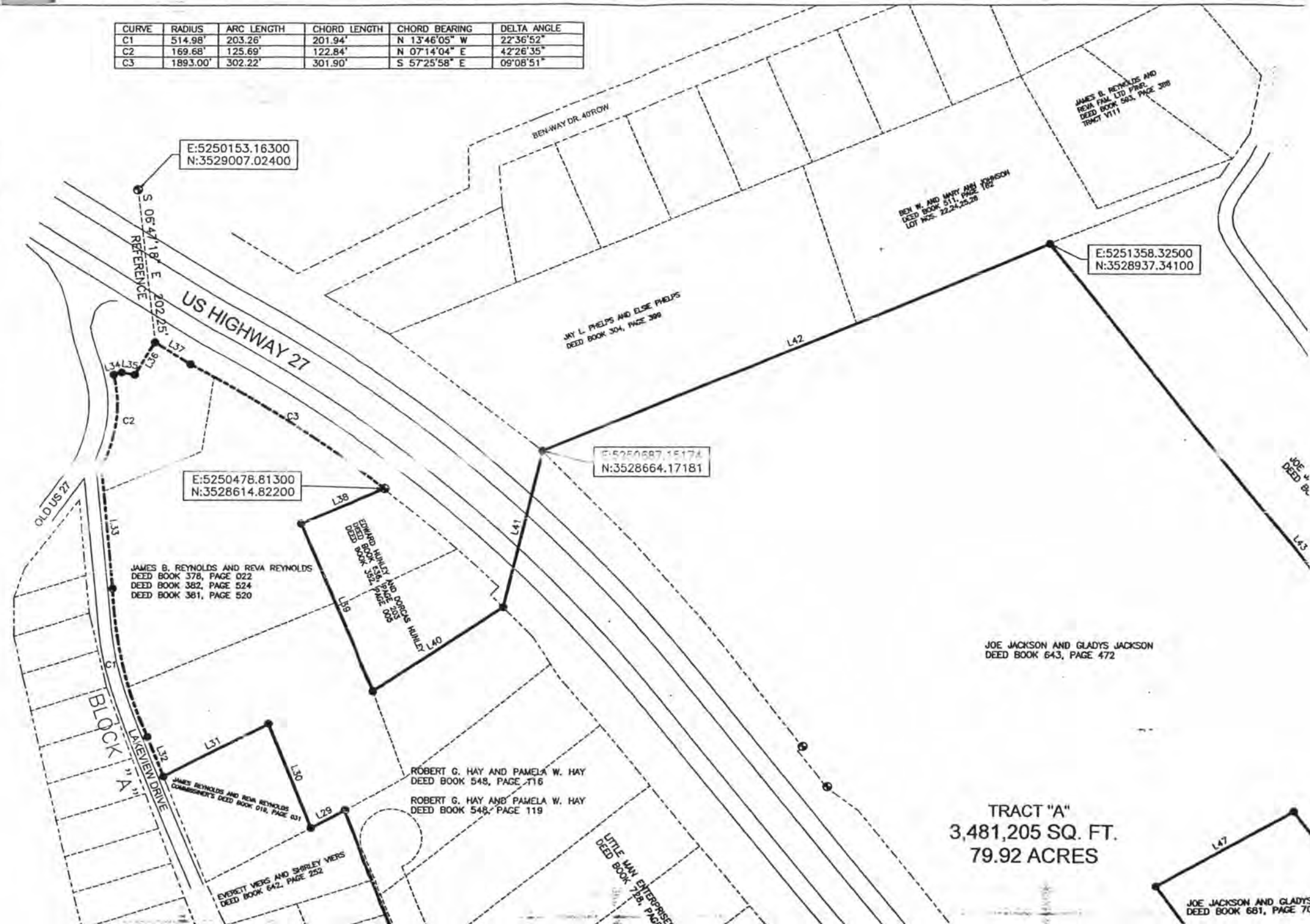
Anthony Thompson, PLS

- ALTA-ACSM
- COMMERCIAL
- RESIDENTIAL
- SUBDIVISIONS
- TOPOGRAPHIC
- FARMS
- CONSTRUCTION



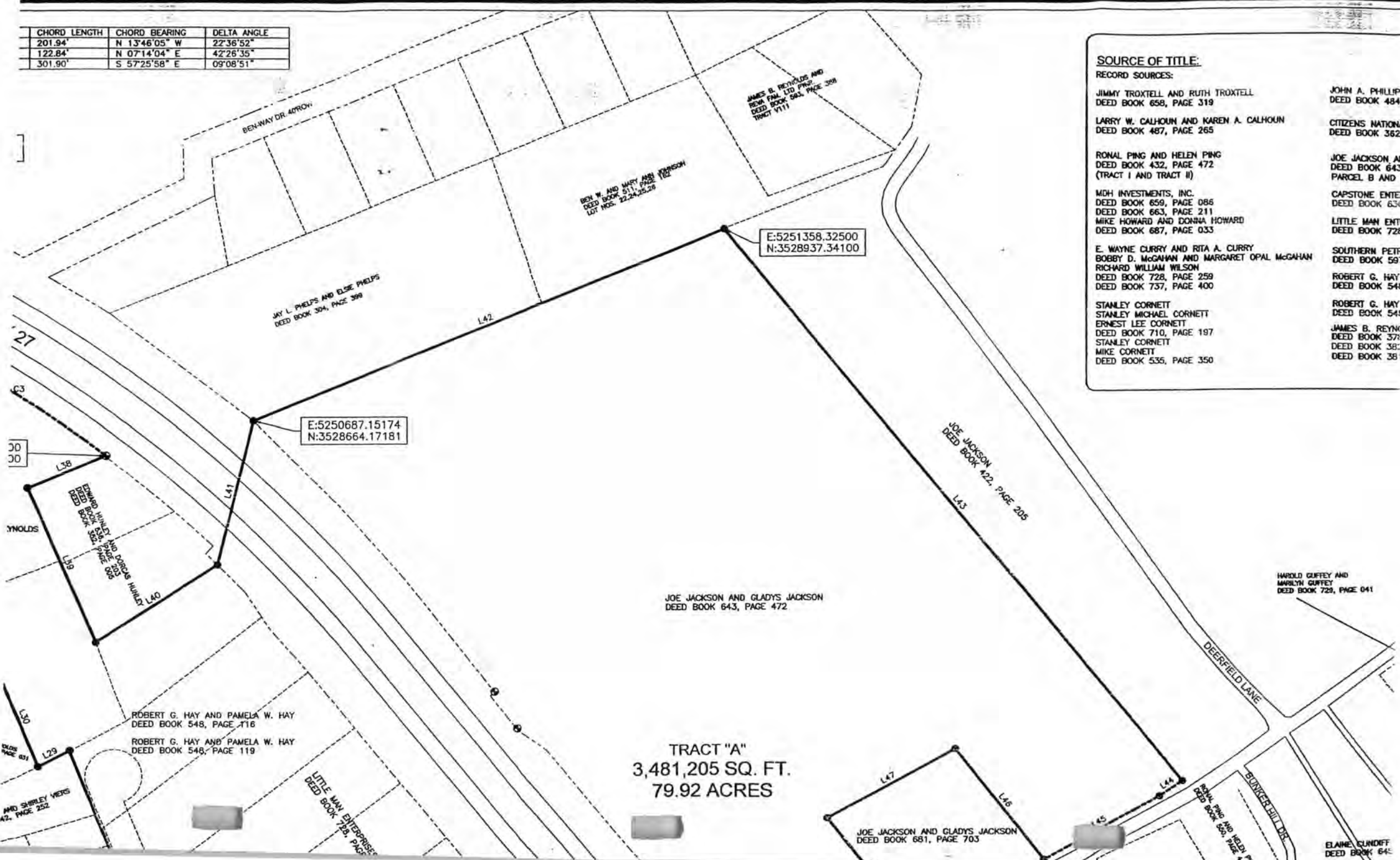
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	514.98'	203.26'	201.94'	N 13°46'05" W	22°36'52"
C2	169.68'	125.69'	122.84'	N 07°14'04" E	42°26'35"
C3	1893.00'	302.22'	301.90'	S 57°25'58" E	09°08'51"

BEARINGS SHOWN HEREON WERE
 COMPUTED AND CHECKED ACCORDING
 TO THE FOLLOWING METHOD:
 BASED ON GPS OBSERVATION ON OCT.
 15, 2004



TRACT "A"
 3,481,205 SQ. FT.
 79.92 ACRES

CHORD LENGTH	CHORD BEARING	DELTA ANGLE
201.94'	N 13°46'05" W	22°36'52"
122.84'	N 07°14'04" E	42°26'35"
301.90'	S 57°25'58" E	09°08'51"



SOURCE OF TITLE:

- RECORD SOURCES:**
- | | |
|--|--|
| JIMMY TROXTELL AND RUTH TROXTELL
DEED BOOK 658, PAGE 319 | JOHN A. PHILLIPS
DEED BOOK 484, |
| LARRY W. CALHOUN AND KAREN A. CALHOUN
DEED BOOK 487, PAGE 265 | CITIZENS NATIONAL
DEED BOOK 362, |
| RONAL PING AND HELEN PING
DEED BOOK 432, PAGE 472
(TRACT I AND TRACT II) | JOE JACKSON AND
DEED BOOK 643,
PARCEL B AND F |
| MDH INVESTMENTS, INC.
DEED BOOK 659, PAGE 086
DEED BOOK 663, PAGE 211
MIKE HOWARD AND DONNA HOWARD
DEED BOOK 687, PAGE 033 | CAPSTONE ENTER
DEED BOOK 636,
LITTLE MAN ENTE
DEED BOOK 728, |
| E. WAYNE CURRY AND RITA A. CURRY
BOBBY D. MCGAHAN AND MARGARET OPAL MCGAHAN
RICHARD WILLIAM WILSON
DEED BOOK 728, PAGE 259
DEED BOOK 737, PAGE 400 | SOUTHERN PETRI
DEED BOOK 597,
ROBERT G. HAY
DEED BOOK 548,
ROBERT G. HAY
DEED BOOK 548, |
| STANLEY CORNETT
STANLEY MICHAEL CORNETT
ERNEST LEE CORNETT
DEED BOOK 710, PAGE 197
STANLEY CORNETT
MIKE CORNETT
DEED BOOK 535, PAGE 350 | JAMES B. REYNOLDS
DEED BOOK 379,
DEED BOOK 382,
DEED BOOK 381 |

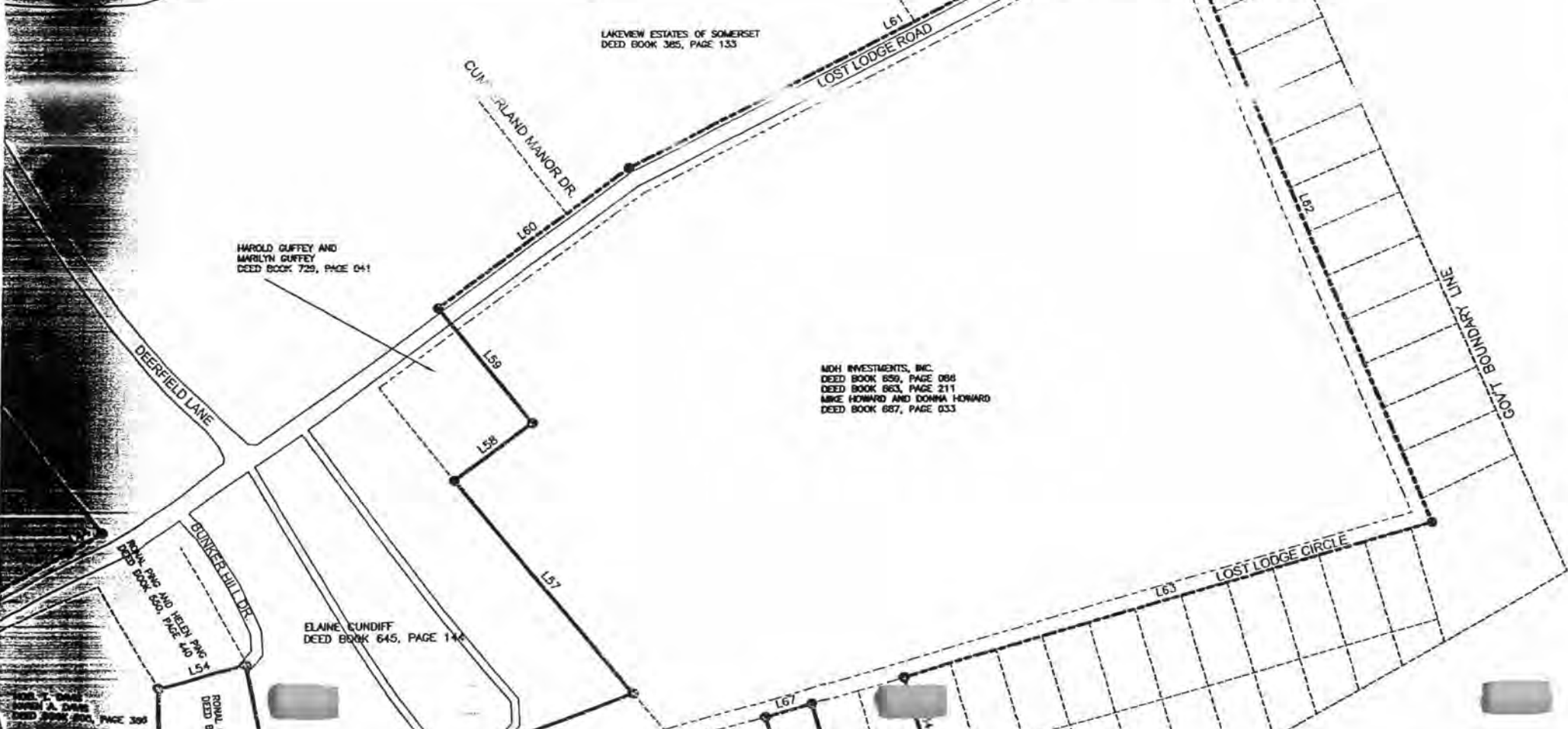
TRACT "A"
3,481,205 SQ. FT.
79.92 ACRES

ELAINE GUNDOFF
DEED BOOK 643

SOURCE TITLE

RECORD BOOKS
 JIMMY ... AND RUTH TROXTELL
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 LARRY ... AND KAREN A. CALHOUN
 DEED BOOK ... PAGE 285
 RONALD ... ELEN PING
 DEED BOOK ... PAGE 472
 (TRACT ... DISTRICT II)
 MDH INVESTMENTS, INC.
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 MIKE HOWARD AND DONNA HOWARD
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 E. WAYNE CLURRY AND RITA A. ...
 DEED BOOK ...
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 DEED BOOK 726, PAGE 177
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 DEED BOOK 597, PAGE 217
 ROBERT G. HAY AND PAMELA W. HAY
 DEED BOOK 548, PAGE 116
 ROBERT G. HAY AND PAMELA W. HAY
 DEED BOOK 548, PAGE 119
 JAMES B. REYNOLDS AND REVA REYNOLDS
 DEED BOOK 378, PAGE 022
 DEED BOOK 382, PAGE 524
 DEED BOOK 381, PAGE 520



L4	N 69°37'14" W	426.51'
L5	S 20°22'46" W	62.34'
L6	N 69°25'11" W	174.41'
L7	N 74°25'45" W	78.44'
L8	S 34°04'41" W	56.21'
L9	N 83°24'48" W	30.00'
L10	N 70°09'53" W	172.98'
L11	S 77°07'59" W	40.38'
L12	N 86°17'04" W	29.64'
L13	N 41°34'25" W	30.93'
L14	N 06°45'00" W	94.18'
L15	N 44°29'01" W	69.30'
L16	N 70°11'24" W	53.87'
L17	N 64°09'53" W	127.34'
L18	S 11°48'59" W	121.81'
L19	N 63°16'05" W	205.92'
L20	S 11°34'01" W	128.51'
L21	S 21°33'01" E	88.00'
L22	N 62°11'17" W	129.22'
L23	S 55°50'42" W	292.31'
L24	N 31°54'36" W	346.99'
L25	S 41°58'10" W	202.76'
L26	N 19°43'23" W	326.91'
L27	N 21°45'09" W	359.42'
L28	N 21°33'25" W	452.83'
L29	S 61°42'02" W	49.11'
L30	N 22°02'21" W	149.73'
L31	S 62°54'45" W	153.45'
L32	N 22°36'41" W	56.53'
L33	N 05°41'25" W	160.69'
L34	N 75°32'52" E	11.04'
L35	S 80°07'12" E	17.50'
L36	N 31°22'48" E	50.00'
L37	S 58°37'12" E	55.42'
L38	S 66°48'58" W	118.56'
L39	S 23°25'23" E	241.44'
L40	N 56°47'41" E	204.17'
L41	N 13°47'45" E	211.87'
L42	N 67°51'13" E	724.61'
L43	S 25°16'11" E	109.52'
L44	S 56°01'23" W	41.00'
L45	S 61°15'23" W	193.70'
L46	N 37°30'37" W	209.00'
L47	S 61°15'23" W	209.00'
L48	S 37°30'37" E	209.00'
L49	S 33°59'23" W	77.16'
L50	S 64°15'56" E	616.71'
L51	N 25°20'35" E	208.03'
L52	N 76°34'04" W	154.62'
L53	N 00°47'19" W	158.28'
L54	N 73°35'28" E	93.64'
L55	S 11°25'56" E	178.00'
L56	N 68°48'35" E	392.84'
L57	N 39°13'40" W	292.12'
L58	N 53°22'03" E	100.10'
L59	N 39°13'40" W	155.16'
L60	N 53°22'03" E	244.13'
L61	N 62°54'33" E	625.44'
L62	S 23°07'17" E	717.02'
L63	S 73°48'03" W	573.18'
L64	S 16°31'15" E	100.00'
L65	S 73°48'05" W	100.00'
L66	N 16°31'15" W	100.00'
L67	S 73°48'05" W	50.00'
L68	S 16°31'15" E	100.00'
L69	S 73°48'05" W	55.00'
L70	S 36°48'07" E	206.65'
L71	S 66°00'19" E	869.28'
L72	S 63°27'52" W	633.50'
L73	S 63°27'52" W	36.50'