

ORDINANCE #110.9

ORDINANCE NO. 110.¹⁶~~8~~

ORDINANCE OF THE CITY OF BURNSIDE, KENTUCKY ANNEXING 26.54 ACRES, BEING THE SHORELINE OF LAKE CUMBERLAND 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 area 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 appropriate "Intent to Annex" ordinance has been duly adopted, published in the Commonwealth Journal, the appropriate notices to resident voters or owners of real property in the area to be annexed have been sent and published, and no objections have been made within sixty (60) days of the date of publication;

NOW, THEREFORE, PURSUANT TO THE AUTHORITY OF CHAPTER 81A OF THE KENTUCKY REVISED STATUTES (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, and said property is hereby annexed into the territorial limits of the City of Burnside pursuant to the provisions of KRS Chapter 81A.

BEGINNING with the current corporate boundary for the City of Burnside being the boundary on the north and east side of Fishing Creek near the Fishing Creek Bridge over Ky. Hwy. 80, thence with the boundary of the Corp of Engineers across the inlet and across Ky. Highway 80 the south eastern boundary of the property of Shoreline Development, LLC, thence with common boundary of the Corp of Engineers and Shoreline Development N 67 deg. 49 min. 36 sec. west to a point, thence S 56 deg. 39 sec. W 63.78 feet, thence 46 deg. 19 min. 02 sec. 141.99 feet, thence in a southeasterly direction across the lake and under the bridge to the existing corner at the Corp of Engineers line, the current boundary of the City of Burnside on the west side of Fishing Creek, thence with the existing boundary in a southeasterly direction with the current line to the point of beginning. Containing 26.54 acres.

- II. The Ordinance shall take effect upon its passage approved and publication.

2012 DEC 11 PM 2:58
RALPH TROXTELL
PULASKI COUNTY CLERK

First Reading and Approval: 11/12/12

Second Reading and Approval: 12/3/12

Published: 12/09/12



RON JONES, MAYOR

Attest: Crissa Morris
CRISSA MORRIS, CITY CLERK

CITY CLERK'S CERTIFICATION

I certify I am the duly qualified City Clerk of the City of Burnside, Kentucky, and the foregoing 2 pages of Ordinance 110.16 is a true, correct, and complete copy duly adopted by the City Council at a duly convened meeting held on December 3, 2012, all as appears in the official records of said City.

WITNESS, my hand (and Seal of said City), this 20th day of November, 2013.



Crissa Morris

Crissa Morris, City Clerk

**Annexation
Ordinance # 110.16
Description**

A certain tract or parcel of land located adjacent to the City limits of Burnside, Kentucky and more particularly described as follows:

Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496, prepared the following description. Said description was prepared using record information from the Pulaski County Court Clerk's office, in Somerset, maps obtained from the U.S. Army Corp. of Engineers and maps obtained from the Kentucky Transportation Cabinet District 8 office. Some field measurements were taken using GPS, and noted on attached Plat. This is not a Boundary survey and is for **annexation purposes only**.

Beginning at a point, said being the northern City Limit of Burnside, Kentucky per Ordinance #110.5 and said point having a KY State Plane single zone coordinate of N: 3,544,230.576 E: 5,235,379.774;

Thence with said Ordinance #110.5, **S 58°14'37" W, 1576.21'** to a point;

Thence N 03°16'16" W, **1594.69'** to a (found) ½" rebar PLS 2463, corner to Shoreline Development, LLC and the U.S.A.C.E.;

Thence with said U.S.A.C.E. and Shoreline Development line the following three (3) calls:

- 1) **S 44°19'02" E, 141.99'** to (found) U.S.A.C.E. monument X-2402-1;
- 2) **N 58°30'39" E, 63.78'** to (found) U.S.A.C.E. monument X-2405-1;
- 3) **S 62°49'36" E, 178.06'** to a (set) 5/8" rebar with orange plastic cap stamped A.G.T. PLS 3630;

Thence crossing Kentucky Highway 80 and running with said U.S.A.C.E. line **S 62°52'23" E, 196.91'** to a (set) 5/8" rebar with orange plastic cap stamped A.G.T. PLS 3630;

Thence crossing said U.S.A.C.E. tracts **S 67°10'00" E, 660.49'** to a point in the U.S.A.C.E. line;

Thence continuing with said U.S.A.C.E. line the following three (3) calls:

- 1) **S 37°59'01" E, 68.68'** to a point;
- 2) **S 71°03'24" E, 90.27'** to a point;
- 3) **S 48°32'35" E, 277.01'** to the **point of beginning**, said boundary having an area of 1,156,017 sq. ft. or 26.54 acres.




Anthony G. Thompson PLS 3630 07-11-12
Date