

ORDINANCE 12-2019

AN ORDINANCE DECLARING THE CITY OF OWENSBORO'S INTENT TO ANNEX INTO THE CITY CERTAIN UNINCORPORATED TERRITORY IN THE COUNTY OF DAVIESS ADJOINING THE PRESENT BOUNDARY LINE OF THE CITY, BEING PROPERTY LOCATED AT 2280 TAMARACK ROAD, CONTAINING 48.296 ACRES, MORE OR LESS.

WHEREAS, the territory intended to be annexed, approximately 48.296 acres, located at 2280 Tamarack Road, is contiguous to the City of Owensboro; and,

WHEREAS, the territory intended to be annexed is either urban in character or suitable for urban development without unreasonable delay because many of the residential and commercial lots in the area are in receipt of city services; and,

WHEREAS, the proposed territory to be annexed is all situated with the County of Daviess, Kentucky and not within another incorporated city or in the process of being incorporated, nor within an agricultural district; and,

WHEREAS, all the real property owners within the territory proposed to be annexed have not given their consent to be annexed; and,

WHEREAS, The City declares it desirable to annex the approximately 48.296 acres, more or less, further described in this Ordinance and its attachment (Exhibit A).

NOW, THEREFORE, BE IT ORDAINED by the City of Owensboro, as follows:

Section 1. Pursuant to KRS 81A.420, the City of Owensboro hereby declares it desirable to annex and hereby publishes its intent to annex through the enactment of this Ordinance the territory described below and shown on the map attached to this Ordinance as Exhibit A. Exhibit A is incorporated into this Ordinance by reference as if copied in full.

A tract of land located on the south side of Owensboro, Daviess County, Kentucky more particularly described as follows:

Beginning at a point at the intersection of the north right of way line of Southtown Blvd. and the west right of way line of Goetz Drive, said point being in the current city limit line; thence following the current city limit line and the north line of Southtown Blvd as follows: N 73°17'59" W, 150.92 feet to a point; thence N 74°56'00" W, 99.03 feet to a point; thence N 75°37'50" W, 671.44 feet to a point; thence N 76°24'01" W, 354.51 feet to a point being the southeast corner of David Blandford, et al (D.B. 1005, Pg. 981); thence leaving the north right of way line of Southtown Blvd. and the current city limit line and following the east line of Blandford and the new city limit line N 17°01'40" E, 575.97 feet to a point being the southeast corner of the Hilton Park Subdivision, said point being in the current city limit line; thence following the current city limit line and the east line of Hilton Park as follows: N 16°52'49" E, 606.12 feet to a point; thence N 20°16'57" E, 49.04 feet to a point; thence N 16°28'10" E, 525.56 feet to a point; thence N 16°19'31" E, 352.20 feet to a point; thence N 16°28'37" E, 148.08 feet to a point; thence N 16°32'48" E, 143.96 feet to a point; thence N 16°19'23" E, 145.88 feet to a point; thence N 16°38'20" E, 90.80 feet to a point in the south right of way line of Tamarack Road, said point being in the current city limit line; thence following the south right of way line of Tamarack Road and the current city limit line as follows: N 86°23'10" E, 95.19 feet to a point; thence N 78°41'24" E, 71.39 feet to a point; thence N 71°57'24" E, 138.83 feet to a point; thence N 73°09'32" E, 96.65 feet to a point; thence N 71°44'33" E, 83.70 feet to a point; thence S 71°32'36" E, 10.91 feet to a point in the west right of way line of Goetz Drive, said point being in the current city limit line; thence following the west right of way line of Goetz Drive and the current city limit line as follows: S 00°56'42" W, 262.80 feet to a point; thence S 04°49'31" W, 618.19 feet to a point; thence S 05°55'53" W, 619.32 feet to a point; thence S 05°15'14" W, 436.84 feet to a point; thence S 05°37'03" W, 534.40 feet to a point; thence S 30°14'22" E, 352.08 feet to a point; thence S 25°06'53" E, 70.68 feet to a point; thence S 06°13'33" E, 55.33 feet to a point; thence S 03°28'15" W, 73.96 feet to the point of beginning containing 48.296 Acres as shown on an Annexation Plat prepared by the City Engineer's office dated 05/07/2019.

This description was by Kevin M. Simmons, PLS 3635 with the City Engineer's office for annexation purposes only, and shall not be used for the transfer of title. Bearings and distances described herein were derived from the City of Owensboro's corporate boundary layer and from deed's for the Daviess County Board of Education found in D.B. 367/Pg. 423, D.B. 369/Pg. 408, D.B. 381/Pg. 149, D.B. 501/Pg. 843, D.B. 557/Pg. 478, D.B. 568/Pg. 831 in the office of Daviess County Court Clerk. Bearings and distances were not verified with a field survey.

Section 2. All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinance in conflict herewith are hereby repealed and the provisions of this Ordinance are hereby declared to be severable and, if any section, phrase or provision shall, for any reason, be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.

Section 3. This Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on May 21, 2019, and given final reading on June 4, 2019, and said Ordinance shall be in full force and effect upon signature, recordation and publication in accordance with KRS 81A.060 and KRS Chapter 424.

INTRODUCED AND PUBLIC READ ON FIRST READING, this the 21st day of May, 2019.

PUBLICLY READ AND APPROVED ON SECOND READING, this the 4th day of June, 2019.

Thomas H. Watson, Mayor

Beth Cecil, City Clerk

**ANNEXATION PLAT
SURVEYOR'S CERTIFICATION**

I HEREBY CERTIFY THAT THE BEARINGS AND DISTANCES SHOWN
HEREON HAVE BEEN TAKEN FROM DEED BOOKS AT DEED BOOK 367 AT PAGE 423,
DEED BOOK 369 AT PAGE 408, DEED BOOK 381 AT 149, DEED BOOK 501 AT 843,
DEED BOOK 557 AT PAGE 478, AND DEED BOOK 568 AT 831.

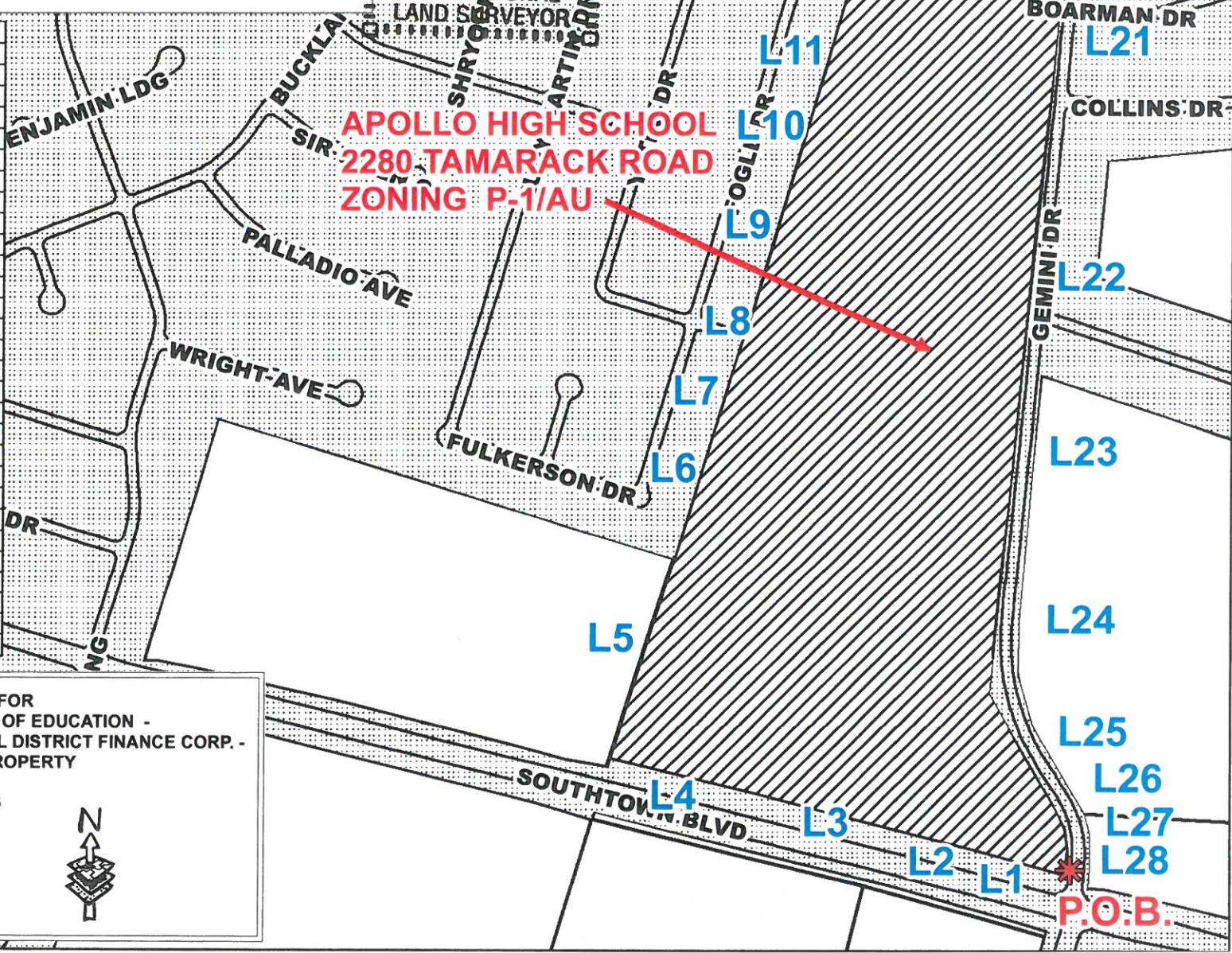
THIS PLAT HAS BEEN PREPARED FOR ANNEXATION PURPOSES ONLY.
BEARINGS AND DISTANCES SHOWN HAVE NOT BEEN VERIFIED IN THE FIELD.

KEVIN M. SIMMONS, P.L.S. 3635

5-7-19
DATE

STATE OF KENTUCKY
KEVIN M.
SIMMONS
3635
LICENSED
PROFESSIONAL
LAND SURVEYOR

LINE TABLE		
LINE	BEARING	LENGTH
L1	N 73° 17' 59" W	150.92'
L2	N 74° 56' 00" W	99.03'
L3	N 75° 37' 50" W	671.44'
L4	N 76° 24' 01" W	354.51'
L5	N 17° 01' 40" E	575.97'
L6	N 16° 52' 49" E	606.12'
L7	N 20° 16' 57" E	49.04'
L8	N 16° 28' 10" E	525.56'
L9	N 16° 19' 31" E	352.20'
L10	N 16° 28' 37" E	148.08'
L11	N 16° 32' 48" E	143.96'
L12	N 16° 19' 23" E	145.88'
L13	N 16° 38' 20" E	90.80'
L14	N 86° 23' 10" E	95.19'
L15	N 78° 41' 24" E	71.39'
L16	N 71° 57' 24" E	138.83'
L17	N 73° 09' 32" E	96.65'
L18	N 71° 44' 33" E	83.70'
L19	S 71° 32' 36" E	10.91'
L20	S 00° 56' 42" W	262.80'
L21	S 04° 49' 31" W	618.19'
L22	S 05° 55' 53" W	619.32'
L23	S 05° 15' 14" W	436.84'
L24	S 05° 37' 03" W	534.40'
L25	S 30° 14' 22" E	352.08'
L26	S 25° 06' 53" E	70.68'
L27	S 06° 13' 33" E	55.33'
L28	S 03° 28' 15" W	73.96'



ANNEXATION DESCRIPTION

Daviess County Board of Education/Daviess County School District Finance Corporation:

Apollo High School, 2280 Tamarack Road.

Area: 48.296 ACRES

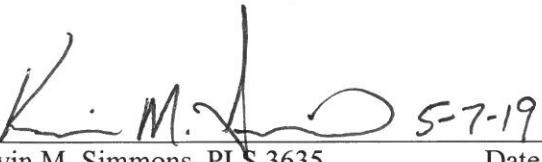
A tract of land located on the south side of Owensboro, Daviess County, Kentucky more particularly described as follows:

Beginning at a point at the intersection of the north right of way line of Southtown Blvd. and the west right of way line of Goetz Drive, said point being in the current city limit line; thence following the current city limit line and the north line of Southtown Blvd as follows: N 73°17'59" W, 150.92 feet to a point; thence N 74°56'00" W, 99.03 feet to a point; thence N 75°37'50" W, 671.44 feet to a point; thence N 76°24'01" W, 354.51 feet to a point being the southeast corner of David Blandford, et al (D.B. 1005, Pg. 981); thence leaving the north right of way line of Southtown Blvd. and the current city limit line and following the east line of Blandford and the new city limit line N 17°01'40" E, 575.97 feet to a point being the southeast corner of the Hilton Park Subdivision, said point being in the current city limit line; thence following the current city limit line and the east line of Hilton Park as follows: N 16°52'49" E, 606.12 feet to a point; thence N 20°16'57" E, 49.04 feet to a point; thence N 16°28'10" E, 525.56 feet to a point; thence N 16°19'31" E, 352.20 feet to a point; thence N 16°28'37" E, 148.08 feet to a point; thence N 16°32'48" E, 143.96 feet to a point; thence N 16°19'23" E, 145.88 feet to a point; thence N 16°38'20" E, 90.80 feet to a point in the south right of way line of Tamarack Road, said point being in the current city limit line; thence following the south right of way line of Tamarack Road and the current city limit line as follows: N 86°23'10" E, 95.19 feet to a point; thence N 78°41'24" E, 71.39 feet to a point; thence N 71°57'24" E, 138.83 feet to a point; thence N 73°09'32" E, 96.65 feet to a point; thence N 71°44'33" E, 83.70 feet to a point; thence S 71°32'36" E, 10.91 feet to a point in the west right of way line of Goetz Drive, said point being in the current city limit line; thence following the west right of way line of Goetz Drive and the current city limit line as follows: S 00°56'42" W, 262.80 feet to a point; thence S 04°49'31" W, 618.19 feet to a point; thence S 05°55'53" W, 619.32 feet to a point; thence S 05°15'14" W, 436.84 feet to a point; thence S 05°37'03" W, 534.40 feet to a point; thence S 30°14'22" E, 352.08 feet to a point; thence S 25°06'53" E, 70.68 feet to a point; thence S 06°13'33" E, 55.33 feet to a point; thence S 03°28'15" W, 73.96 feet to the point of beginning containing 48.296 Acres as shown on an Annexation Plat prepared by the City Engineer's office dated 05/07/2019.

This description was by Kevin M. Simmons, PLS 3635 with the City Engineer's office for annexation purposes only, and shall not be used for the transfer of title. Bearings and distances described herein were derived from the City of Owensboro's corporate boundary

EXHIBIT A

layer and from deed's for the Daviess County Board of Education found in D.B. 367/Pg. 423, D.B. 369/Pg. 408, D.B. 381/Pg. 149, D.B. 501/Pg. 843, D.B. 557/Pg. 478, D.B. 568/Pg. 831 in the office of Daviess County Court Clerk. Bearings and distances were not verified with a field survey.


Kevin M. Simmons, PLS 3635 Date 5-7-19


STATE of KENTUCKY
KEVIN M.
SIMMONS
3635
LICENSED
PROFESSIONAL
LAND SURVEYOR