

ORDINANCE 16-2019

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 6000 FAIRVIEW DRIVE, CONTAINING 22.799 ACRES, MORE OR LESS.

WHEREAS, the territory intended to be annexed, approximately 22.799 acres, located at 6000 Fairview Drive, 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 within 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 22.799 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 being a corner to Lot No. 155 of Preakness Place at the Downs, Unit 3, said point being in the current city limit line; thence following the current city limit line S 86°15'49" W, 988.52 feet to a point; thence continuing with the current city limit line N 03°05'14" W, 151.57 feet to a point; thence N 27°29'58" E, 1286.11 feet to a point; thence continuing with the current city limit line N 08°40'12" W, 115.03 feet to a point; thence leaving the current city limit line and following the new city limit line S 41°29'23" E, 589.38 feet to a point; thence continuing with the new city limit line following a circular curve to the right having a radius of 2460.00 feet and chord S 36°15'42" E, 448.32 feet to a point; thence with the new city limit line N 85°42'45" W, 41.53 feet to a point; thence with the new city limit line S 05°12'16" W, 546.15 feet to a point in the north line of Preakness Place at the Downs, Unit 3; thence following the north line of Preakness Place at the Downs with the following two calls: N 71°13'39" W, 107.91 feet to a point; thence S 53°53'52" W, 54.99 feet to the point of beginning containing 22.799 Acres as shown on an Annexation Plat prepared by the City Engineer's office dated 05/07/2019.

This description was prepared 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 taken from a deed of record found in D.B. 1012, Pg. 26 and a plat of record found in Plat Book 48, at Page 50 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 ready, 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.

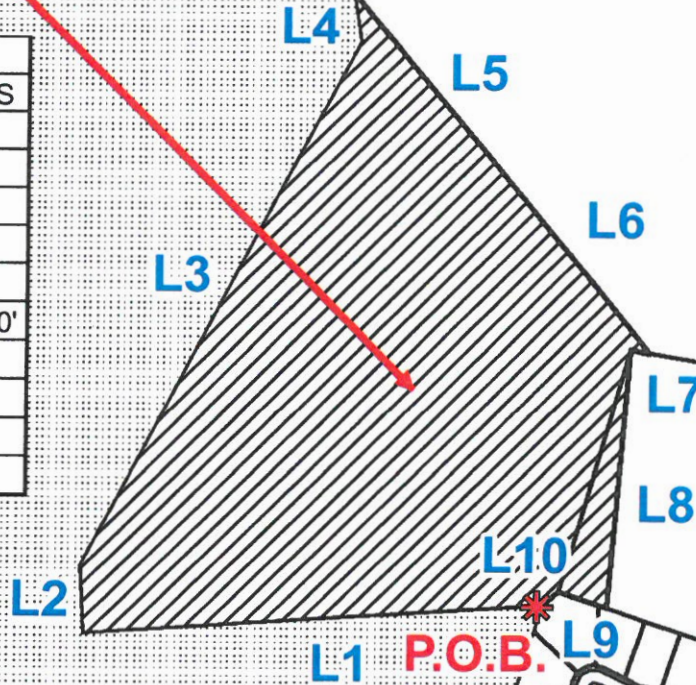
Thomas H. Watson, Mayor


Beth Cecil, City Clerk

**BOARD OF EDUCATION OF DAVIESS COUNTY, KENTUCKY
PROPOSED FUTURE DAVIESS COUNTY
MIDDLE SCHOOL PROPERTY
6000 PLEASANT VALLEY ROAD
ZONING AU**

LINE TABLE

| LINE | BEARING | LENGTH | RADIUS |
|------|-----------------|-----------|-----------|
| L1 | S 86° 15' 49" W | 988.52' | |
| L2 | N 03° 05' 14" W | 151.57' | |
| L3 | N 27° 29' 58" E | 1,286.11' | |
| L4 | N 8° 40' 12" W | 115.03' | |
| L5 | S 41° 29' 23" E | 589.38' | |
| L6 | S 36° 15' 42" E | 448.32' | 2,460.00' |
| L7 | N 85° 42' 45" W | 41.53' | |
| L8 | S 05° 12' 16" W | 546.15' | |
| L9 | N 71° 13' 39" W | 107.91' | |
| L10 | S 53° 53' 52" W | 54.99' | |



**PROPOSED ANNEXATION FOR
BOARD OF EDUCATION DAVIESS COUNTY, KENTUCKY**
 **PROPOSED FUTURE DAVIESS COUNTY
MIDDLE SCHOOL PROPERTY
6000 PLEASANT VALLEY ROAD
IS APPROX. 22.799 ACRES**

 CITY
 COUNTY

1 inch = 400 feet



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

**ANNEXATION PLAT
SURVEYOR'S CERTIFICATION**

I HEREBY CERTIFY THAT THE BEARINGS AND DISTANCES SHOWN HEREON
 HAVE BEEN TAKEN FROM DEED BOOK 1012 AT PAGE 26
 AND A PLAT OF RECORD IN PLAT BOOK 48 PAGE 50.
 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

K. M. Simmons
 5-7-19
 DATE

ANNEXATION DESCRIPTION


**Board of Education of Daviess County, Kentucky:
Proposed future Daviess County Middle School, 6000 Fairview Drive**

Area: 22.799 ACRES

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Kevin M. Simmons, PLS 3635 Date



CERTIFICATION

I, Beth Cecil, City Clerk of the City of Owensboro, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance 16-2019, duly adopted by the Owensboro Board of Commissioners on June 4, 2019, the original of which is on file in the Office of the City Clerk, this the ____ day of June, 2019.

Beth Cecil, City Clerk