

ORDINANCE 9-2021

AN ORDINANCE ANNEXING TO THE CITY OF OWENSBORO CERTAIN UNINCORPORATED TERRITORY IN THE COUNTY OF DAVIESS ADJOINING THE PRESENT BOUNDARY LINE OF THE CITY, BEING PROPERTY LOCATED AT 280 HARBOR RIDGE DRIVE, CONTAINING 0.414 ACRES, MORE OR LESS, AT THE REQUEST OF SARA JANE MCNULTY.

WHEREAS, the Board of Commissioners for the City of Owensboro, Kentucky, makes the following findings of fact:

(1) The Board of Commissioners has determined that the property described hereinafter is adjacent or contiguous to the city's boundaries.

(2) That it is deemed desirable and it is hereby proposed to annex to the City of Owensboro by extending the boundary line of the city so as to include within the same, that certain territory which is now embraced within the County of Daviess adjoining the present boundary line of the City of Owensboro, as more particularly described herein. The Board further finds that no part of the area to be annexed is presently within the boundary of any other incorporated city.

(3) That the fee simple owners of record of the territory to be annexed, have previously consented in writing to the annexation proposed, and have otherwise waived all rights under KRS 81A.412, 81A.420 and 81A.425, which consent and waiver is on file with the office of the City Engineer.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

Section 1. The findings of fact recited in the preamble hereinabove are hereby adopted, affirmed and incorporated by reference as if fully set forth herein.

Section 2. There is hereby annexed to the City of Owensboro, Kentucky, and its boundary line is hereby extended so as to include within the limits of the City of Owensboro that certain territory in the County of Daviess, Commonwealth of Kentucky, adjoining and being adjacent to the present boundary line of the City of Owensboro, Kentucky, more particularly described as follows:

A tract of land being a portion of 280 Harbor Ridge Drive at the rear of Lots 28-31 Section 1, Unit 4 of the Harbor Hills Subdivision on the west side of Owensboro, Daviess County, Kentucky more particularly described as follows:

Beginning at a point in the intersection of the east right of way line of Harbor Ridge Drive and the southwest corner to Lot 28, Section 1, Unit 4 of the Harbor Hills Subdivision, said point also being in the current city limit line; thence following the south line of Lots 28-31 of Section 1, Unit 4 of the Harbor Hills Subdivision and the current city limit line N 84°32'16" E, 357.42 feet to a point being the southeast corner to Lot No. 31; thence leaving the current city limit line and following the new city limit line across the remaining land of Sara Jane McNulty (D.B. 827, Pg. 627) as follows: S 05°29'30" E, 50.00 feet to a point; thence S 84°31'58" W, 363.16 feet to a point; thence N 01°03'41" E, 50.33 feet to the point of beginning containing 0.414 Acres as shown on an annexation plat prepared by the City of Owensboro, dated 6-01-2021.

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 an Annexation Plat and Division/Consolidation plat prepared by Joseph H. Simmons, Jr. PLS 1874. Bearings and distances were not verified with a field survey.

Section 3. That the territory annexed herein is currently zoned as R-1C Single Family Residential, as illustrated by the zoning maps attached hereto and incorporated by reference herein.

Section 4. Any approved dedicated streets, alleys, or easements on the plat signed by the City Engineer, constituting any portion of the property to be annexed are hereby accepted by the City of Owensboro pursuant to KRS 82.400.

INTRODUCED AND PUBLICLY READ ON FIRST READING, this the 15th day of June, 2021.

PUBLICLY READ AND APPROVED ON SECOND READING, this the 6th day of July, 2021.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk

CERTIFICATION

I, Beth Davis, City Clerk of the City of Owensboro, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance 9-2021, duly adopted by the Owensboro Board of Commissioners on July 6, 2021, the original of which is on file in the Office of the City Clerk, this the 6th day of July, 2021.

Beth Davis, City Clerk

CITY OF OWENSBORO

COMMISSION MEETING DATE: 5/15/2021

AGENDA REQUEST AND SUMMARY SUBMITTED BY: City Engineering Dept. - Michael Hamilton

- **TITLE: PROPOSED ANNEXATION FOR A PORTION OF SARA JANE MCNULTY PROPERTY AT 280 HARBOR RIDGE DRIVE, EAST OF HARBOR RIDGE DRIVE AND AT THE REAR OF LOTS 28-31 OF SECTION 1, UNIT 4 OF HARBOR HILLS SUBDIVISION**

Ordinance Prepared by: ☒ City Staff ☐ Other Preparer ☒ Attachments: Annexation Request Form, Stamped and Signed Annexation Description, Stamped and Signed Annexation Map, Vicinity Map

Summary & Background:

Sara Jane McNulty, owner of said property has submitted a signed annexation request forms for a portion of property at 280 Harbor Ridge Drive.

The proposed annexation for property being a part of 280 Harbor Ridge Drive is identified as PVA Parcel Map No. 038-00-00-012-00-000 totals 0.414 acres and is zoned R-1C.

There will be not be an Annexation Incentive Agreement for this property between the City of Owensboro and Sara Jane McNulty.

The purpose of this annexation is to bring this portion of property into the City of Owensboro so that it can be divided and then consolidated with 4 individual properties within Harbor Hills Subdivision. Those properties would consist of 4384 Harbor Hills Trace (Lot 28), 4372 Harbor Hills Trace (Lot 29), 4360 Harbor Hills Trace (Lot 30), and 4348 Harbor Hills trace (Lot 31). A Division/Consolidation Plat is pending review and approval by the Owensboro Metropolitan Planning Commission after property annexation approval.

CITY OF OWENSBORO

----ANNEXATION REQUEST FORM----

1. LOCATION OF PROPERTY TO BE ANNEXED:

280 Harbor Ridge Drive

2. A. LEGAL DESCRIPTION OF PROPERTY TO BE ANNEXED:

See attachment

B. SOURCE OF TITLE: Sara Jane McNulty D. B. 827, Pg. 627

**3. ZONING CLASSIFICATION OF PROPERTY TO BE ANNEXED:
(ATTACH ZONING MAP)**

R-1C

4. ACREAGE FEES: 0.414 acre

**5. NAME(S) AND ADDRESSES(S) OF RECORD OWNER(S) OF
PROPERTY TO BE ANNEXED:**

Sara Jane McNulty

P. O. Box 746, Owensboro, Ky. 42302

6. PHONE NO: 270-929-3135

CONSENT AND WAIVER OF STATUTORY RIGHTS

I (We) solemnly swear and affirm that I am (we are) the fee simple record

owner(s) of property located at 280 Harbor Ridge Drive in

Daviess County, Kentucky. I (We) hereby request, and consent to, annexation of the property more particularly described hereinabove. I (We) further acknowledge and agree, that by executing this instrument, I (We) knowingly and voluntarily waive those rights otherwise afforded me (us) by KRS 81A.420 and 81A.425, as authorized in KRS 81A.412, on this the

3rd day of June, 20 21.

Witness:

John Burns John Burns
Sign & Print Name

Signature (s) of Record Owner (s) of Property:

Sara Jane McNulty
Signature

Sara Jane McNulty
Print Name

FOR FINANCE DEPARTMENT USE ONLY:

Annexation Fee

Amount: N/A

Acreage Fee

Amount: N/A

Received by Finance Department

Date:

Initialed By:

BEN HAWES
PARK

DOE RIDGE SUBDIVISION

TURTLE CREEK SUBDIVISION

HARBOR HILLS
SUBDIVISION

DEER HAVEN DR

MEDLEY RD

HARBOR HILLS TRCE

SARA MCNUITY PROPERTY -
PORTION OF 280 HARBOR RIDGE DRIVE -
ZONED R-1C

LOWER DR
LIANT CIR

PROPOSED ANNEXATION FOR
SARA MCNUITY PROPERTY -
PORTION OF 280 HARBOR RIDGE DRIVE
(PVA PARCEL MAP # 038-00-00-012-00-000)
IS APPROX. 0.414 ACRES

CITY
COUNTY

1 inch = 741 feet




☒ PROPOSED ANNEXATION FOR
SARA MCNUULTY PROPERTY -
PORTION OF 280 HARBOR RIDGE DRIVE
(PVA PARCEL MAP # 038-00-00-012-00-000)
IS APPROX. 0.414 ACRES

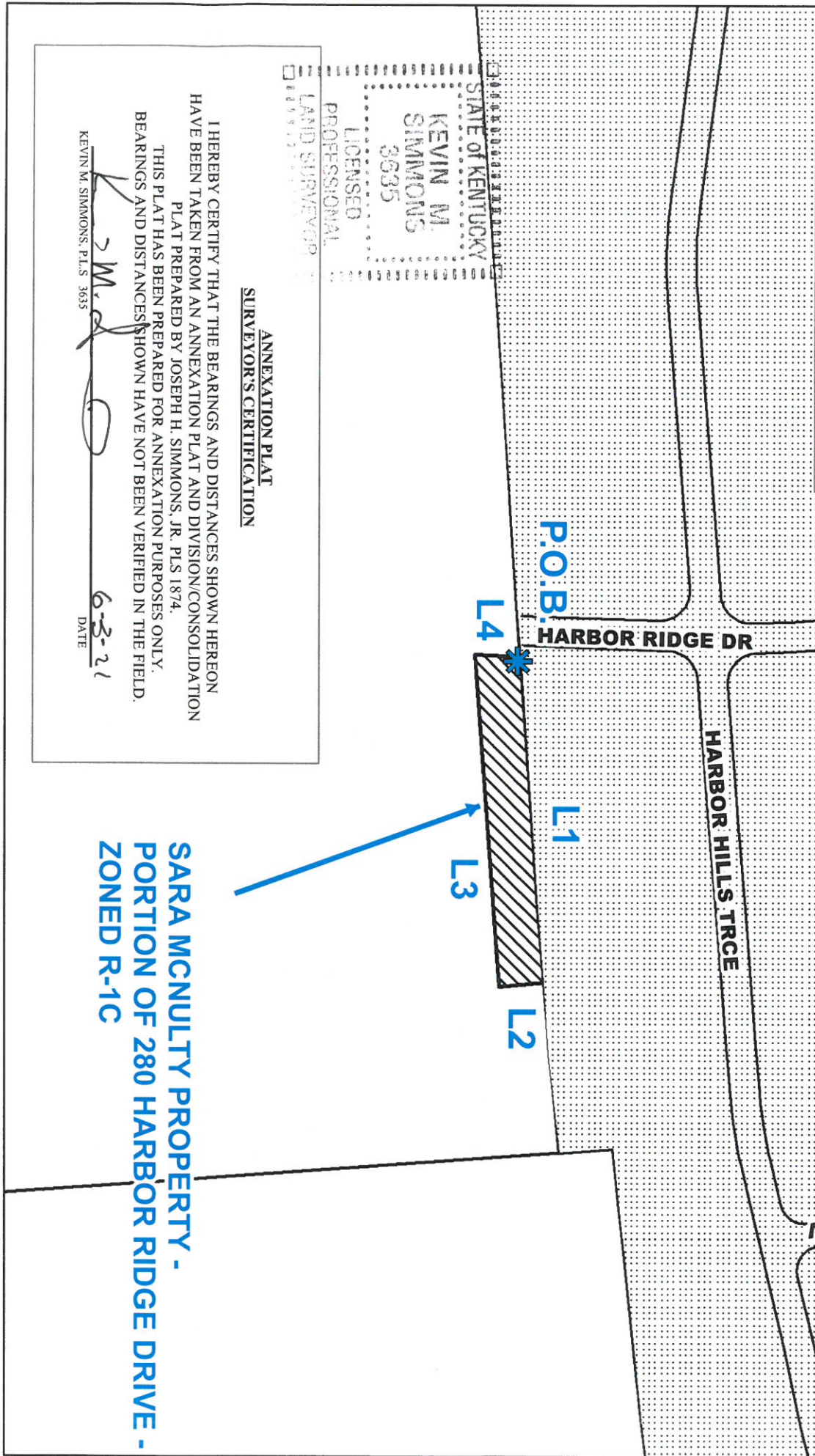
☒ CITY

☐ COUNTY

1 inch = 150 feet



LINE TABLE		
LINE	BEARING	LENGTH
L1	N 84° 32' 16" E	357.42'
L2	S 05° 29' 30" E	50.00'
L3	S 84° 31' 58" W	363.16'
L4	N 01° 03' 41" E	50.33'



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 AN ANNEXATION PLAT AND DIVISION/CONSOLIDATION
PLAT PREPARED BY JOSEPH H. SIMMONS, JR. PLS 1874.
THIS PLAT HAS BEEN PREPARED FOR ANNEXATION PURPOSES ONLY.
BEARINGS AND DISTANCES SHOWN HAVE NOT BEEN VERIFIED IN THE FIELD.

Kevin M. Simmons
KEVIN M. SIMMONS, PLS 3635
DATE 6-3-21

SARA MCNUULTY PROPERTY -
PORTION OF 280 HARBOR RIDGE DRIVE -
ZONED R-1C

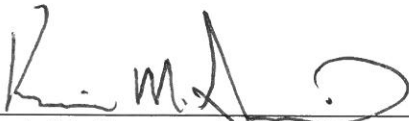
ANNEXATION DESCRIPTION

280 Harbor Ridge Drive (portion): 0.414 ACRES

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Kevin M. Simmons, PLS 3635 6-3-21
Date

