

ORDINANCE NO. 11-2018

**AN ORDINANCE FOR THE CITY OF ELIZABETHTOWN, KENTUCKY
ANNEXING PROPERTY LOCATED AT 2580 BARDSTOWN ROAD**

WHEREAS, the property owned by Kenton Cole, Inc. located at 2580 Bardstown Road (US 62E) is adjacent or contiguous to the City of Elizabethtown's boundaries;

WHEREAS, by reason of population density, commercial, industrial, institutional or governmental use of land, and/or subdivision of land, this property is suitable for development for urban purposes without reasonable delay.

NOW, THEREFORE, BE IT ORDAINED by the City of Elizabethtown, Kentucky, that from and after the passage, approval, and publication of this Ordinance, property located at 2580 Bardstown Road to be known as 2580 North Mulberry Street (US 62E) upon annexation and being more particularly described in attached Exhibit A (legal description) and Exhibit B (map) is annexed into the City of Elizabethtown. Said property shall be zoned as Commercial-3 (C-3) pursuant to recommendation of the City of Elizabethtown Planning Commission based on a public hearing conducted on March 13, 2018. The findings of fact of the Commission in support of this recommendation are adopted as if set out verbatim.

This action is taken for property owned by the Kenton Cole, Inc. and pursuant to its request and consent (Exhibit C).

BE IT FURTHER ORDAINED that the Mayor of the City of Elizabethtown and/or her designate be and she is hereby authorized and directed to take all steps necessary to perfect this Ordinance.

READ THE FIRST TIME this 19th day of March, 2018.

READ, ADOPTED AND APPROVED this 16th day of April, 2018.

EDNA B. BERGER, MAYOR

ATTESTED TO:

MARY CHAUDOIN, CITY CLERK

ORDINANCE NO. 11-2018
EXHIBIT A – LEGAL DESCRIPTION

Ordinance No. 11 -2018
Exhibit A
Property Description
2.339 Acre Tract

A certain tract of land lying and being in Hardin Co., Ky. on the north side of Bardstown Road (U.S. Hwy. 62) and being more particularly bounded and described as follows:

Beginning at a ½" rebar on the north side of Bardstown Road, said rebar being in the line of the existing city limits of the city of Elizabethtown.

Thence with the lines of the existing city limits as follows: N 26°38'05" W a distance of 633.50' to a ½" rebar (found);

Thence N 47°30'20" E a distance of 156.94' to a ¼" rebar (found).

Thence leaving the existing city limits line and with a new line; S 27°26'33" E a distance of 673.86' to a ½" rebar on the north side of U.S. Hwy. 62.

Thence with the north side of said road; S 62°26'18" W a distance of 160.49' to the point of beginning.

CONTAINING: 2.339 ACRES (101,892 SF) more or less according to a survey made by Clemons & Associates Land Surveying on the 5th day of March, 2018. Darren Clemons Ky. P.L.S. 3383. Subject to any and all rights-of-way, appurtenances, restrictions, and/or easements in effect to date.

SOURCE OF TITLE: D.B.1434, Pg.503.

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EXHIBIT C – CONSENTS

ANNEXATION CONSENT

Comes, Mike Pence as President of Kenton Cole, Inc., owner of property along North Mulberry Street/Bardstown Road (US 62E), more specifically known as 2580 Bardstown Road and PVA # 231-40-00-046, and gives consent to the annexation by the City of Elizabethtown of approximately 2.3 acres of their property along U S 62E as further described in Deed Book 1032 Page 366 in the office of the Hardin County Clerk.

Kenton Cole Inc., through its President Mike Pence, acknowledges and does not object to the commercial zoning district classification that will be effective upon the property through the annexation process. By consenting to the annexation, Kenton Cole Inc. through its President Mike Pence, as the current property owner does understand and agrees to waive their objection to the annexation, agrees to waive any notice of the annexation to allow them to file an objection and agrees to waive any waiting period for the finalization of the annexation as may be noted in KRS 81A.

Kenton Cole Inc., through its President Mike Pence, as property owner, further agrees to pay for the cost incurred by the City of Elizabethtown associated with the preparation of the annexation ordinance relating to the required boundary survey and legal description for the annexation of said property.

Further, as property owner, Kenton Cole, Inc. through its President Mike Pence acknowledges and gives our consent to the change in address for the property to 2580 North Mulberry Street which will occur upon the completion of the annexation to avoid any confusion for emergency responders.



Mike Pence, President
Kenton Cole, Inc.

STATE OF KENTUCKY
COUNTY OF HARDIN

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Mike Pence
as a representative of Kenton Cole Inc., this the 20th day of November, 2017.


NOTARY PUBLIC

My Commission Expires 10/13/17
Notary ID: 588655

November 17, 2017