

ORDINANCE NO. 2018-021

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY
APPROXIMATELY 8.28 ACRES CONTAINING A PORTION OF AND
LOCATED ON HIGHWAY 1008, BEING CONTIGUOUS TO THE
EXISTING CITY LIMITS OF FRANKLIN, KENTUCKY IN
ACCORDANCE WITH THE COMPREHENSIVE PLAN OF ANNEXATION**

WHEREAS, heretofore, the City of Franklin, Kentucky adopted a Comprehensive Plan of Annexation; and

WHEREAS, the Board of Commissioners has determined that the hereinafter described territory is urban in character, and/or suitable for development for urban purposes, by reason of population density, commercial, industrial, and/or subdivision of land; and

WHEREAS, the Board of Commissioners has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, the owner of record of the land to be annexed has given prior written consent to the annexation; and

WHEREAS, pursuant to KRS 81A.412, the City may enact a single ordinance finally annexing the land described in the ordinance and all waiting periods and notice requirements shall not be required; and

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners, that pursuant to the provisions of KRS 81A.412 and/or KRS 81A.420, the City of Franklin hereby annexes the following described unincorporated area and makes it a part of the City of Franklin, Kentucky:

SEE PROPERTY DESCRIPTION AND MAP ATTACHED COLLECTIVELY AS
EXHIBIT 1 AND INCORPORATED HEREIN BY REFERENCE

This ordinance shall take effect upon its passage, approval, and publication. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

November 19, 2018

FIRST READING

December 10, 2018

SECOND READING

At a meeting of the Board of Commissioners of the City of Franklin, Kentucky, held on December 10, 2018, on motion made by Commissioner Powell and seconded by Commissioner Dixon, the foregoing ordinance was adopted, after full discussion, by the following vote:

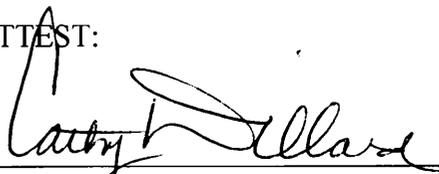
<u>Yes</u>	JAMIE POWELL
<u>Yes</u>	MASON BARNES
<u>Yes</u>	LARRY DIXON
<u>Yes</u>	WENDELL STEWART
<u>Yes</u>	MAYOR RONNIE CLARK

APPROVED BY:



Ronnie Clark, Mayor
City of Franklin, Kentucky

ATTEST:



Cathy Dillard, City Clerk
City of Franklin, Kentucky

EXHIBIT 1

Property Description and Map of the 8.28 Acres to be Annexed

The following paragraph describes a tract of land in Simpson County, Kentucky adjoining the present city limits of Franklin, on Kentucky State Highway 1008 and Brown Printing Road; Intended for annexation into the city limits of Franklin; said premises being more particularly described as follows:

Beginning at an iron pin found #2142 in the southwesterly right of way of Kentucky State Highway 1008, also known as the Franklin Bypass, (controlled access R/W varies) at a corner of the present city limits of Franklin, the northerly corner of the Kingdom Harvest Ministries, Inc.(Deed Book 285 Page 477); thence along the southwesterly right of way of Kentucky State Highway 1008 and the line of Kingdom Harvest Ministries, Inc. the following five calls; South 50 degrees 40 minutes 23 seconds East a distance of 55.46 feet to a metal right of way post; thence South 36 degrees 54 minutes 29 seconds East a distance of 153.92 feet to a metal right of way post; thence South 39 degrees 40 minutes 40 seconds East a distance of 249.37 feet to a metal right of way post; thence South 53 degrees 09 minutes 02 seconds East a distance of 149.15 feet to a metal right of way post; thence South 02 degrees 28 minutes 11 seconds East a distance of 109.29 feet to a metal right of way post on the northwesterly side of the Brown Printing Road Approach (Deed Book 154 Page 188); thence crossing said approach road, South 54 degrees 38 minutes 17 seconds East a distance of 133.58 feet to a metal right of way post, a corner to the James A. Manning and Gail H. Manning Trust (Deed Book 315 Page 563); thence along the southeasterly right of way of Brown Printing Road the following five calls; South 51 degrees 14 minutes 40 seconds West a distance of 120.24 feet to an iron pin found #3290; thence South 51 degrees 49 minutes 35 seconds West a distance of 65.02 feet to an iron pin found #3290; thence South 51 degrees 51 minutes 11 seconds West a distance of 280.55 feet to an iron pin found #3290; thence South 51 degrees 59 minutes 29 seconds West a distance of 62.25 feet to an iron pin found #3290; thence South 70 degrees 45 minutes 41 seconds West a distance of 94.15 feet to a found concrete R/W monument at the intersection of the southeasterly right of way of Brown Printing Road with the northeasterly right of way of Broderson Mobile Home Park Road (60 foot R/W); thence along the northeasterly right of way of Broderson Mobile Home Park Road the following five calls; South 02 degrees 01 minute 22 seconds East a distance of 24.12 feet to a found concrete right of way monument; thence South 00 degrees 46 minutes 45 seconds East a distance of 19.92 feet; thence South 51 degrees 49 minutes 08 seconds East a distance of 93.50 feet; thence South 44 degrees 42 minutes 34 seconds East a distance of 88.36 feet ; thence South 42 degrees 49 minutes 56 seconds East a distance of 116.48 feet; thence South 43 degrees 58 minutes 04 seconds East a distance of 61.22 feet to an iron pin found (no cap) at a corner of the James A. Manning and Gail H. Manning Trust with Benny's Aperture, LLC (Deed Book 280 Page 314); thence leaving said road along the southeasterly line of the Manning property as recorded in Plat Cabinet 5 Slide 105, North 35 degrees 27 minutes 49 seconds East a distance of 614.80 feet to a metal right of way post in the southwesterly right of way of Kentucky State Highway 1008; thence crossing said highway, North 42 degrees 25 minutes 21 seconds East a distance of 161.50 feet to a metal right of way post in the northeasterly right of way of Kentucky

State Highway 1008; thence along the northeasterly right of way of Kentucky State Highway 1008. The following six calls; North 16 degrees 21 minutes 21 seconds West a distance of 40.48 feet to a metal right of way post; thence North 41 degrees 12 minutes 35 seconds West a distance of 159.93 feet to a metal right of way post; thence North 41 degrees 41 minutes 01 seconds West a distance of 77.10 feet to a metal right of way post; thence North 41 degrees 58 minutes 26 seconds West a distance of 176.88 feet to a metal right of way post; thence North 31 degrees 48 minutes 02 seconds West a distance of 327.92 feet to a metal right of way post; thence North 44 degrees 03 minutes 37 seconds West a distance of 418.71 feet to a metal right of way post at a corner of the city limits of Franklin; thence crossing Kentucky State Highway 1008 with the existing city limits, South 00 degrees 26 minutes 44 seconds East a distance of 269.50 feet to the point of beginning. Surveyed parcel contains 8.28 acres more or less to be annexed into the city of Franklin and is subject to all legal conditions and easements of record. This description is based on an actual field survey performed by Gary Lee Dunning, Kentucky Registered Land Surveyor #3290 in October of 2018. Basis of bearing for this description is grid North, Kentucky South Zone, Lambert projection. Unless stated otherwise, all iron pins set this survey are 5/8" x 18" rebar with plastic identification cap stamped "Dunning #3290".

