

**ORDINANCE NO. 2018-022**

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY  
APPROXIMATELY 8.19 ACRES 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All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.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

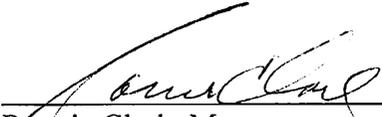
December 10, 2018

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 Stewart and seconded by Commissioner Barnes, the foregoing ordinance was adopted, after full discussion, by the following vote:

Yes JAMIE POWELL  
Yes MASON BARNES  
Yes LARRY DIXON  
Yes WENDELL STEWART  
Yes 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 8.19 Acres to be Annexed

The following paragraph describes a tract of land in Simpson County, Kentucky off Kentucky State Highway 1008, also known as Industrial Bypass North, adjoining the present city limits of the city of Franklin; said premises being more particularly described as follows:

Beginning at an iron pipe found at the northeasterly corner of the IMI South, LLC property as described in Deed Book 227 Page 616, at a corner with Level 3 Communications, LLC (Deed Book 220 Page 611) in the line of the city of Franklin (Deed Book 94 Page 545) in the line of the present city limits; thence along the line of the city of Franklin and the present city limits, South 08 degrees 45 minutes 00 seconds West a distance of 337.55 feet to a metal post found at a corner with Gene Harris and Sharon Harris (Deed Book 324 Page 287), which is also in the city limits, thence along the line of Gene Harris and Sharon Harris, with the present city limits, North 82 degrees 128 minutes 00 seconds West a distance of 464.20 feet to an uncapped iron pin found, a corner with JED Holding Company, LLC (Deed Book 300 Page 509); thence along the line of the IMI South, LLC property with JED Holding Company, LLC North 87 degrees 54 minutes 00 seconds West a distance of 500.98 feet to an iron pipe found (bent) in the easterly line of a 50 foot private easement road that provides access to Kentucky Highway 1008; thence along the easterly line of said private 50 foot easement road, and the westerly property line of IMI South LLC the following two calls: North 15 degrees 59 minutes 00 seconds West a distance of 223.55 feet; thence North 15 degrees 05 minutes 12 seconds West a distance of 170.77 feet to an iron pipe found #906 in the line of Level 3 Communications, LLC; thence along the line of Level 3 Communications, LLC, South 83 degrees 32 minutes 00 seconds East a distance of 1125.17 feet to the point of beginning. Surveyed parcel contains 8.19 acres more or less, intended 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 rotated to the found monuments of the property described in Deed Book 227 Page 616. Unless stated otherwise, all iron pins set this survey are 5/8" x 18" rebar with plastic identification cap stamped "Dunning #3290".

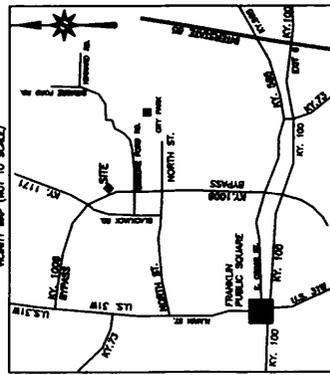
# SURVEY OF AN 8.19 ACRE PARCEL TO BE ANNEXED INTO THE CITY OF FRANKLIN SITUATED AT 1440 INDUSTRIAL BYPASS NORTH IN SIMPSON COUNTY, KENTUCKY ADJOINING THE PRESENT CITY LIMITS OF FRANKLIN PREPARED FOR: THE CITY OF FRANKLIN, KENTUCKY

SOURCE OF TITLE : DEED BOOK 227 PAGE 616  
SIMPSON COUNTY, KENTUCKY COUNTY CLERK RECORDS

MAP REFERENCE: MAP 41 PARCEL 32  
SIMPSON COUNTY, KENTUCKY P.V.A. RECORDS

AFFECTED OWNER: IMI SOUTH, LLC

DATE: OCTOBER 20, 2018



● DENOTES IRON PIN SET UNLESS SHOWN OTHERWISE  
○ DENOTES MEASURED CORNER; MONUMENT NOT SET  
SUBJECT TO ALL LEGAL CONDITIONS  
AND EASEMENTS OF RECORD.  
THIS SURVEY SUBJECT TO ALL FACTS WHICH WOULD  
BE DISCLOSED BY A COMPLETE TITLE SEARCH.

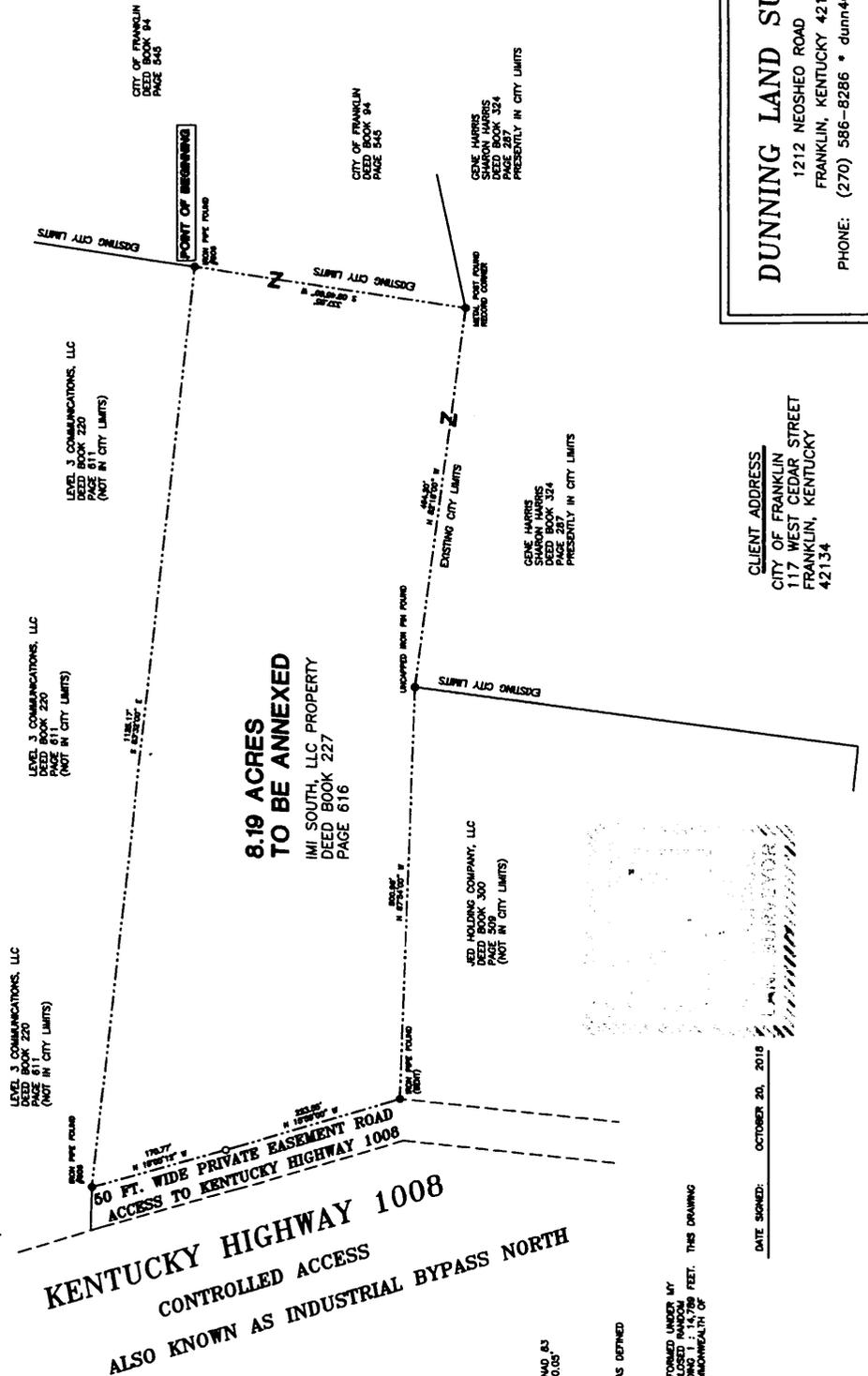
ONE PORTION OF SURVEY WERE PERFORMED WITH SINOBA ORIZ  
BEARINGS AND DISTANCES ARE BASED ON THE KENTUCKY SOUTH ZONE NAD 83  
LAMBERT PROJECTION WITH A STATICAL ERROR THAT DOES NOT EXCEED 0.05"  
PER DISTANCE ACCURACY AND RELATIVE POSITIONAL ACCURACY.  
IRON PINS SET THIS SURVEY ARE 3/8" X 18" REBAR WITH  
YELLOW PLASTIC IDENTIFICATION CAP STAMPED "DUNNING 3290"  
THIS SURVEY MEETS THE REQUIREMENTS OF A CLASS A (URBAN) SURVEY AS DEFINED  
BY 201 K.A.R. 18: 1850.

I CERTIFY THAT THIS DRAWING REPRESENTS AN ACTUAL FIELD SURVEY PERFORMED UNDER MY  
DIRECT SUPERVISION IN OCTOBER OF 2018. METHOD OF SURVEY IS BY CLOSED WALKON  
TRANGSIT AND GPS OBSERVATIONS WITH AN UNADJUSTED CLOSURE EXCEEDING 1 : 14,799 FEET. THIS DRAWING  
WAS PREPARED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM A LICENSED SURVEYOR IN THE COMMONWEALTH OF  
KENTUCKY AS SET BY GOVERNING AUTHORITIES.

*[Signature]*  
CURT LEE DUNNING  
KENTUCKY REGISTERED LAND SURVEYOR #3290  
DATE: OCTOBER 20, 2018



BASES OF BEARINGS:  
REFERS TO RECORDS  
DEED BOOK 227 PAGE 616



CLIENT ADDRESS  
CITY OF FRANKLIN  
117 WEST CEDAR STREET  
FRANKLIN, KENTUCKY  
42134

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1212 NEOSHEO ROAD  
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