

ORDINANCE NO. 2018-023

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY
APPROXIMATELY 1.72 ACRES LOCATED ON HIGHWAY 31-W, 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.

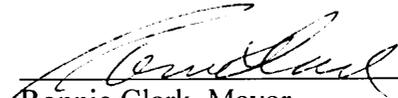
All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

<u>November 19, 2018</u>	FIRST READING
<u>December 10, 2018</u>	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 1.72 Acres to be Annexed

The following paragraph describes a tract of land in Simpson County, Kentucky adjoining the present city limits of Franklin, on U.S. Highway 31W at 1705 Bowling Green Road; a portion of the same property conveyed to Steve Jenson and wife, Joyce Jenson by deed of record as recorded in Deed Book 305 Page 608 of the public records of the Simpson County Clerk's Office; said premises being more particularly described as follows:

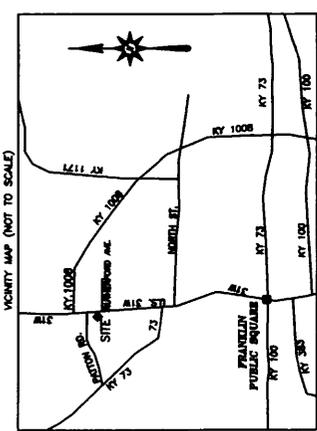
Beginning at a point in the westerly right of way of U. S. Highway 31W, also known as Bowling Green Road, approximately 50 feet from centerline, in the line of the present city limits of Franklin at the northeasterly corner of the Steve Jenson and Joyce Jenson property as appears in Deed Book 305 Page 688; thence along the westerly right of way with the present city limits of Franklin, South 04 degrees 16 minutes 22 seconds West a distance of 84.89 feet to a corner of the present city limits; thence continuing along the westerly right of way of U. S. Highway 31W, South 02 degrees 48 minutes 05 seconds West a distance of 53.57 feet to the corner of the Jenson property with Howell Patton III, (Deed Book 113 Page 323); thence along the southerly line of the Jenson property with the line of Howell Patton III, South 88 degrees 02 minutes 36 seconds West a distance of 505.52 feet to an iron pin found #2142 at a corner with Wilma Jean Bohannon (Deed Book 184 Page 129); thence along the line of Wilma Jean Bohannon, North 01 degree 47 minutes 32 seconds East a distance of 157.19 feet to an iron pin found #2142 in the line of the 31W North Church of Christ property (Deed Book 118 Page 74); thence along the line of the 31W North Church of Christ, South 89 degrees 48 minutes 19 seconds East a distance of 134.12 feet to an iron pin found #2142; thence continuing with said 31W North Church of Christ line, South 89 degrees 48 minutes 42 seconds East a distance of 375.13 feet to the point of beginning. Surveyed parcel contains 1.72 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".

ANNEXATION PLAT OF A 1.72 ACRE PARCEL TO BE ANNEXED INTO THE CITY OF FRANKLIN SITUATED AT 1705 BOWLING GREEN ROAD IN SIMPSON COUNTY, KENTUCKY ADJOINING THE PRESENT CITY LIMITS OF FRANKLIN

SOURCE OF TITLE : DEED BOOK 305 PAGE 668
 SIMPSON COUNTY, KENTUCKY COUNTY CLERK RECORDS
 MAP REFERENCE: MAP 35-5 PARCEL 20
 SIMPSON COUNTY, KENTUCKY P.V.A. RECORDS

PRESENT OWNERS; STEVE JENSON AND WIFE, JOYCE JENSON

DATE: OCTOBER 25, 2010



● DENOTES IRON PIN SET UNLESS SHOWN OTHERWISE
 ○ DENOTES BEAMER 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.

GPS PORTIONS OF SURVEY WERE PERFORMED WITH SOKKIA GRX2 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 THE SURVEY ARE 3/8" X 18" REBARS 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: 1800.

I CERTIFY THAT THIS DRAWING REPRESENTS AN ACTUAL FIELD SURVEY PERFORMED UNDER MY DIRECT SUPERVISION IN OCTOBER OF 2010. METHOD OF SURVEY IS BY CLOSED WALKON TRAVERSE AND GPS WITH AN UNADJUSTED CLOSURE EXCEEDING 1 : 24,007 FEET. THIS DRAWING MEETS OR EXCEEDS THE STANDARDS FOR BOUNDARY SURVEYS IN THE COMMONWEALTH OF KENTUCKY AS SET BY GOVERNING AUTHORITIES.

GARY LEE DUNNING
 KENTUCKY REGISTERED LAND SURVEYOR #3290

DATE	10-25-2010
BY	GARY LEE DUNNING
SCALE	AS SHOWN
PROJECT NO.	1007
REVISION	001



31W NORTH CHURCH OF CHRIST
 DEED BOOK 118
 PAGE 74
 (NOT IN CITY LIMITS)

31W NORTH CHURCH OF CHRIST
 DEED BOOK 116
 PAGE 74
 (NOT IN CITY LIMITS)

WILMA JEAN BOHANNON
 DEED BOOK 184
 (NOT IN CITY LIMITS)

1.72 ACRE PARCEL TO BE ANNEXED

STEVE JENSON
 JOYCE JENSON
 DEED BOOK 305
 PAGE 668

HOWELL PATTON, III
 DEED BOOK 113
 PAGE 323
 (NOT IN CITY LIMITS)

HOWELL PATTON, III
 DEED BOOK 113
 PAGE 323
 (NOT IN CITY LIMITS)

HOWELL PATTON, III
 DEED BOOK 113
 PAGE 323
 (NOT IN CITY LIMITS)

THIS PORTION OF U.S. HIGHWAY 31W IS MONUMENTED AND MAINTAINED AS A 100 FOOT WIDE OVERALL RIGHT OF WAY WITH IRON PINS FOUND ON SET THIS SURVEY ARE APPROXIMATELY 50 FEET FROM PRESENTLY TRAVELED CENTERLINE.

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

DATE SIGNED: OCTOBER 25, 2010

DUNNING LAND SURVEYING
 1212 NEOSHEO ROAD
 FRANKLIN, KENTUCKY 42134
 PHONE: (270) 586-8286 • dunn4@bellsouth.net

