

**ORDINANCE NO. 2018-024**

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY  
APPROXIMATELY 2.67 ACRES LOCATED ON KENTUCKY  
HIGHWAY 100, 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All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.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

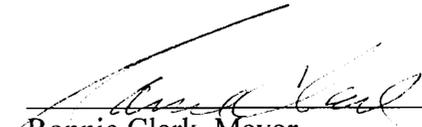
December 10, 2018

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 Powell, 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**

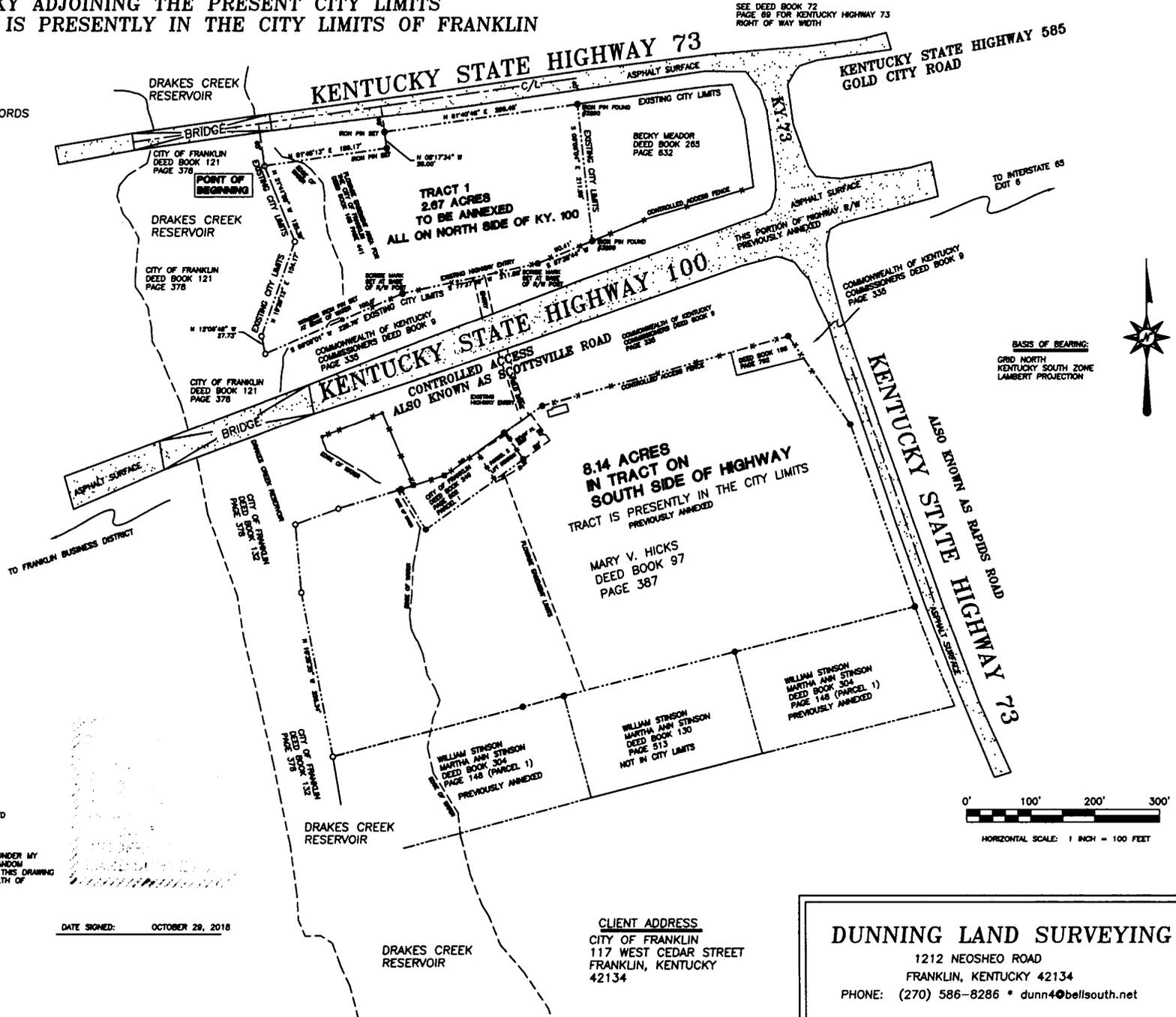
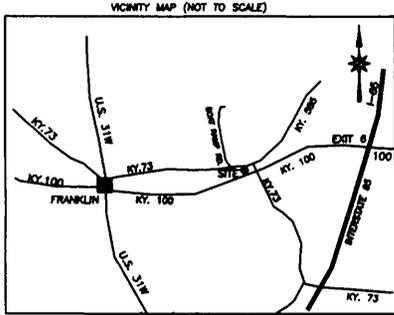
**Property Description and Map of the 2.67 Acres to be Annexed**

The following paragraph describes a tract of land in Simpson County, Kentucky adjoining the present city limits of Franklin, on Kentucky State Highway 100 and Kentucky State Highway 73; a portion of the same property conveyed to Bobby E. Hicks and wife, Mary V. Hicks by deed of record as recorded in Deed Book 97, Page 387 of the public records of the Simpson County Clerk's Office; said premises being more particularly described as follows:

Beginning at a point in Drakes Creek Reservoir in the southerly right of way of Kentucky State Highway 73, in the existing city limits of the city of Franklin, (approximately 65 feet from centerline), the northwesterly corner of the Mary V. Hicks property originally described in Deed Book 97 Page 387; thence along the southerly right of way of Kentucky State Highway 73 the following three calls; North 81 degrees 45 minutes 13 seconds East a distance of 189.17 feet to an iron pin set; thence North 08 degrees 17 minutes 34 seconds West a distance of 25.00 feet to an iron pin set; thence North 81 degrees 40 minutes 48 seconds East a distance of 298.48 feet to an iron pin found #3290 in the southerly right of way of Kentucky State Highway 73, also known as Gold City Road (approximately 40 feet from centerline) the northeasterly corner of Mary V. Hicks at a corner with Becky Meador (Deed Book 265 Page 632) and the existing city limits; thence leaving said road, along the line of Mary Hicks with Becky Meador and the existing city limits, South 06 degrees 06 minutes 04 seconds East a distance of 211.98 feet to an iron pin found in the northerly right of way of Kentucky State Highway 100 (controlled access R/W varies) also being the line of the present city limits of Franklin; ; thence along the northerly right of way of Kentucky State Highway 100 and the present city limits the following three calls; South 67 degrees 38 minutes 44 seconds West a distance of 90.41 feet to a scribed x in concrete at the base of a metal R/W post; thence South 77 degrees 27 minutes 49 seconds West a distance of 211.88 feet to a scribed x set in concrete at the base of a metal R/W post; thence South 66 degrees 09 minutes 01 second West a distance of 229.78 feet to a point in Drakes Creek Reservoir in the line of the City of Franklin (Deed Book 132 Page 378) passing a witness iron pin set at the easterly edge of water at 100.00 feet; thence upstream with the City of Franklin and the present city limits the following three calls; North 12 degrees 06 minutes 48 seconds West a distance of 27.73 feet to a point in Drakes Creek Reservoir; thence North 19 degrees 26 minutes 12 seconds East a distance of 154.17 feet to a point in Drakes Creek Reservoir; thence North 21 degrees 41 minutes 59 seconds West a distance of 125.39 feet to the point of beginning. Surveyed parcel contains 2.67 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 2.67 ACRE PARCEL TO BE ANNEXED BY THE CITY OF FRANKLIN  
SITUATED ON KENTUCKY STATE HIGHWAY 100 AND KENTUCKY HIGHWAY 73  
IN SIMPSON COUNTY, KENTUCKY ADJOINING THE PRESENT CITY LIMITS  
TRACT 2 OF HICKS PROPERTY IS PRESENTLY IN THE CITY LIMITS OF FRANKLIN**

SOURCE OF TITLE : DEED BOOK 97 PAGE 387  
SIMPSON COUNTY, KENTUCKY COUNTY CLERK RECORDS  
MAP REFERENCE: MAP 42 PARCEL 01 (TRACT 1)  
SIMPSON COUNTY, KENTUCKY P.V.A. RECORDS  
PRESENT OWNER: MARY V. HICKS  
DATE: OCTOBER 29, 2018  
PRESENT ZONING: AG



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

PORTIONS OF THIS PROPERTY LIE IN A FLOOD PRONE AREA PER LATEST  
F.L.R.M. MAPPING.

GPS PORTIONS OF SURVEY WERE PERFORMED WITH SOKKIA G302  
DUAL FREQUENCY RECEIVERS; STATIC BASE AND RTK ROVER  
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" 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: 0800.

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 RANDOM  
TRaverse AND GPS WITH AN UNADJUSTED CLOSURE EXCEEDING 1 : 18,647 FEET. THIS DRAWING  
MEETS OR EXCEEDS THE STANDARDS FOR BOUNDARY SURVEYS IN THE COMMONWEALTH OF  
KENTUCKY AS SET BY GOVERNING AUTHORITIES.

DATE SIGNED: OCTOBER 29, 2018

**CLIENT ADDRESS**

CITY OF FRANKLIN  
117 WEST CEDAR STREET  
FRANKLIN, KENTUCKY  
42134

**DUNNING LAND SURVEYING**

1212 NEOSHOO ROAD  
FRANKLIN, KENTUCKY 42134  
PHONE: (270) 586-8286 \* dunn4@bellsouth.net

DATE	10/29/18
BY	GARY LEE DUNNING
CHECKED BY	GARY LEE DUNNING

SEE: 13-88  
SEE: 08-100  
SEE: 03-50