CERTIFICATION

I, the undersigned, being duly appointed, qualified and acting as the City Clerk of the City of Hillview, Kentucky, hereby certify that the foregoing Resolution No. 2015-17 is a true, correct and accurate copy as duly and lawfully passed by the Hillview City Council on the 20th day of July, 2015 all as appears in the official records of said City.

WITNESS, my hand and (Seal or the Seal of said City), this 22th of July, 2015.

Karen V. Gathof, City Clerk

RECEIVED AND FILED
DATE: October 20, 2015

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY [Signature]
Resolution 2015-17

A RESOLUTION ADOPTING A MODERN AND ACCURATE LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE 10-17.

WHEREAS, the City of Hillview has enacted numerous ordinances annexing property into the corporate limits of the City of Hillview; and

WHEREAS, each individual annexation contains a prior survey of prepared by now unknown individual, and further references documentation that is no longer in existence; and

WHEREAS, the City wishes to provide a modern, accurate, easily identifiable legal description reflection bearings and coordinates based upon the state plane coordinate system, including relevant GPS and GIS data, same having been certified by a professional land surveyor for each prior annexation; and

WHEREAS, the city wishes to comply with the requirements of Amended KRS 81A.4 70 effective July 12th, 2004, and

WHEREAS, the city does not intend to amend or replace its prior ordinance annexing, but rather to interpret the defined boundaries of the territory previously annexed and adopt a modern and accurate legal description of territory previously annexed.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HILLVIEW, KENTUCKY:

SECTION I. That the City Council of the City of Hillview hereby adopts the following legal description, and a plat attached hereto as prepared by Brad Armstrong Licensed Professional Land Surveyor No. 3334 by new plat as an accurate depiction of the property previously annexed into the corporate city limits of the City of Hillview by Ordinance 10-17 dated November 20, 2010, a copy of which is attached hereto and hereby adopts said new legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this prior annexation.

SECTION 2. This new legal description as prepared by Brad Armstrong a Licensed Professional Land Surveyor No. 3334 is attached as Exhibit A labeled "Resolution for Original Ordinance 10-17". The Plat is attached as Exhibit B on plat labeled "RESOLUTION PLAT DEPICTING Original Ordinance 10-17" as prepared by Brad Armstrong Land Surveying & Engineering, Inc. dated July 17, 2015.

Adopted by a vote of 6 in favor, 0 against, 0 abstentions this 20th day of July, 2015.
HON. JIM LEADENS  
MAYOR

ATTESTED BY:

KAREN GATHOF  
CITY CLERK

APPROVED AS TO FORM AND LEGALITY:

TAMMY R. BAKER  
CITY ATTORNEY  
295 South Buckman Street  
P.O. Box 1158  
Shepherdsville, KY 40165  
(502)543-1883
September 11, 2015

Kandie Adkinson
Office of the Secretary of State
Land Office Section
Capitol Annex, Suite T21-B
702 Capital Avenue
Frankfort, KY 40601

RE: Hillview Annexation Ordinance No. 2010-17

Dear Official:

My name is Kathy Chandler and I own the property that was annexed by the City of Hillview in Ordinance 2010-17. It was always my intention that the entire property, 17.6 acres more or less, be annexed into the City of Hillview. I requested the annexation and I thought it had taken place and been accepted. I was, and am, in full favor of Resolution 2015-17 that again attempted to annex the entire 17.6 acres. I have now been informed that there was an error in the acreage stated in the original ordinance that has prevented the proper recordation of the annexation. Again, I will state that it has always been my intention the entire 17.6 acres be annexed. I believe that any statement to the contrary in any previous document was a typographical error.

Sincerely,
Kathy Chandler,
Property Owner
September 11, 2015

Kentucky Secretary of State
700 Capital Ave., Ste. 152
Frankfort, KY 40601

RE: Hillview Annexation ordinance 2010-17

Dear Official:

It has become apparent that some mistakes occurred during the annexation of property of record in the Bullitt County Clerk’s Office in Deed book 707, page 457. The mistake that has prevented the recordation of this property as being annexed into the City of Hillview is the statement of the acreage in the original annexation ordinance, 2010-17. The City passed Resolution 2015-17 to fix all errors in Ordinance 2010-17. It was the intent of the City at all times to annex the entire parcel, which is 17.6 acres, more or less. It was the intent of the landowner at all times that the entire parcel be annexed into the City. It was a mere typographical error that resulted in the ordinance requesting only 10.71 acres be annexed. The annexation came about after the landowner approached the City and requested said annexation. City of Hillview Resolution 2015-17 is a proper resolution to the mistakes and errors above enumerated.

Very truly yours,

Tammy R. Baker
City Attorney, City of Hillview
Description of an 18.06 +/- Acre tract located in the State of Kentucky, County of Bullitt & being located adjacent to the City of Hillview, adjoining Annexation Ordinances #1990-17 & 2003-06, and fronting along the west right of way line of Interstate 65, also lying at the end of Sarver Lane and including the north end of Sanders Lane, an historical gravel road (an extension of the current N. Williams Lane, 40' R/W).

And being more particularly described as follows:

**Beginning** at a point with Kentucky North Zone State Plane coordinates:

**Northing: 211613.50’** and **Easting: 1222847.28’** at the northern most corner point of Ordinance 90-17 said point being in the west right of way line of Interstate 65;

Thence leaving the west right of way line of Interstate 65 with the west line of said Ordinance 90-17, and the east right of way line of aforementioned Sanders Lane, S 23°16’42” W for a distance of 1715.37’ to a point on the north bank of Brooks Run Creek;

Thence leaving the west line of Ordinance 90-17, N 85°47’57” W crossing Sanders Lane and Brooks Run Creek, in all a distance of 602.26’ to a point;

Thence N 31°51’27” E crossing back over Brooks Run Creek, in all a distance of 488.17’ to a point on the north bank of said creek;
Thence N 40°57'10" E crossing the approximate end of Sarver Lane, in all a distance of 510.28' to a point;

Thence N 23°21'50" E for a distance of 1121.53' to a point in the south line of the existing city of Hillview boundary per Ordinance 2003-06;

Thence with the south line of said Ordinance 2003-06, S 84°54'09" E for a distance of 227.37' to a point at the southeast corner of said ordinance, and being in the west right of way line of Interstate # 65;

Thence leaving Ordinance 2003-06 with the west right of way line of said Interstate # 65 S 00°30'30" E for a distance of 212.16' to a point in the approximate west right of way line of an existing gravel road historically known as Sanders Lane;

Thence continuing with the west right of way line of Interstate 65, S 11°28'29" E and crossing said Sanders Lane for a distance of 66.96' to the Point of Beginning.

Containing 18.06 acres, more or less, as shown on plat labeled "RESOLUTION PLAT DEPICTING Original Ordinance #2010-17" as prepared by Brad Armstrong Land Surveying & Engineering, Inc. dated 07/17/2015.

Note: The purpose of this description is to provide information for the annexation of the 18.06 acres described herein to The City of Hillview. This description does not represent a boundary survey and is not intended for land transfer nor to establish property boundary lines, zoning changes or ownership.

[Signature]

Paul Bradley Armstrong 7B #3334
7-17-15

City of Hillview Resolution for Annexation Ordinance 2010-17 Page 2 of 2
The purpose of this map is to provide a resolution to annexations for the city of hillview. This work does not represent a boundary survey and is not intended for land transfer nor to establish boundary lines.

Surveyor Certificate
I hereby certify that this resolution plat depicting original state of Kentucky Paul Bradley Armstrong #3334 licensed professional land surveyor.

State of Kentucky
Paul Bradley Armstrong
Licensed Professional Land Surveyor
P.L.S. # 3334

RESOLUTION PLAT DEPICTING
Original Ordinance #2010-17

Brad Armstrong
Land Surveying & Engineering, Inc.
2710 E. Preston Hwy, Lebanon, KY 40150
w: 859-693-1108, f: 859-693-0593

Lot: 1, Block: 1

UNITED STATES OF AMERICA

DATE: 07-17-2015
SCALE: 1" = 200'