

COMMONWEALTH OF KENTUCKY
CITY OF ERLANGER
ORDINANCE NO. 2449

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kendie Adkinson

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED
TERRITORIES WITHIN THE COUNTY OF BOONE,
KENTUCKY AND CONTIGUOUS TO THE PRESENT BOUNDARY
LINES OF THE CITY OF ERLANGER, KENTUCKY, AND DEFINING
BY METES AND BOUNDS THE TERRITORY ANNEXED

WHEREAS, Kentucky Revised Statute 81A.410 authorizes and delegates city legislative bodies the authority to annex territories; and

WHEREAS, Kentucky Revised Statute 81A.412 provides the manner in which said annexation should be accomplished through the consent of the property owner, which in this case is the City of Erlanger; and

WHEREAS, the property owner, by way of an annexation agreement, has provided written consent to the annexation; and

WHEREAS, the property herein described is adjacent to and contiguous to the city's boundaries; and

WHEREAS, by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, said property is urban in character or suitable for urban purposes without unreasonable delay; and

WHEREAS, the property is unique in that it is located in the County of Boone, whereby a most if not all of the existing City of Erlanger's boundaries are located in the County of Kenton; and

WHEREAS, pursuant to KRS Chapter 100, the planning unit for purposes of land use management is the Boone County Planning and Zoning Commission; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ERLANGER,
KENTUCKY:

SECTION I

That the City of Erlanger does hereby and herewith annex to its present boundaries and include the same within the territorial limits of the City of Erlanger, Kentucky, the following described unincorporated land and area, located in the County of Boone, Commonwealth of Kentucky, adjacent to the Boone and Kenton County line on the south side of Turfway Road and north side of Pine Tree Lane, containing approximately 7.597 acres more or less. That pursuant to KRS 81A.412 the owner of the parcel of property subject to annexation is the City of Erlanger. In as much, the passage of this Ordinance by the City, shall also serve as the consent to annexation.

SEE ATTACHED EXHIBIT "A", Legal Description, "B", Plat

SECTION II

That this ordinance shall take effect and be in full force from and after its passage, publication and recording, according to law.

Adopted this 4th day of April, 2017.

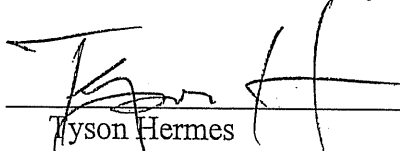
1st Reading - March 7, 2017

2nd Reading - April 4, 2017

Vote: 10, Yes, 0, No

City of Erlanger,
Kenton County, Kentucky

By:

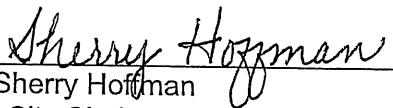


Tyson Hermes
Mayor

CERTIFICATION

The undersigned, Sherry Hoffman, City Clerk of the City of Erlanger, in Kenton County, Kentucky, hereby certifies as follows:

1. The foregoing Ordinance No. 2449 was introduced in writing and read to the City Council for the City of Erlanger at regular or special meetings thereof on the 7th day of March, 2017, and at which quorums were present; and said ordinance was enacted by the City Council of the City of Erlanger upon the affirmative vote of at least a majority of a quorum thereof, at the meeting thereof on the 4th day of April, 2017, with the vote of each member of the City Council entered upon the official record of such meeting; and
2. After the passage and adoption of the foregoing Ordinance by the City Council of the City of Erlanger, it was submitted to the Mayor of the City of Erlanger who approved said Ordinance by affixing his signature thereto within ten (10) days after the submission thereof to him; and
3. The foregoing Ordinance was published on the 10th day of April, 2017, in THE KENTUCKY ENQUIRER, a newspaper qualified therefore, pursuant to the provisions of K.R.S. Chapter 424.



Sherry Hoffman
City Clerk

ENQUIRER MEDIA

PART OF THE USA TODAY NETWORK

Advertiser:

CITY OF ERLANGER

505 COMMONWEALTH AVE
ERLANGER

KY 41018

AFFIDAVIT OF PUBLICATION

Newspaper: CIN-EN Kentucky Enquirer

SUMMARY OF ORDINANCE
The City of Erlanger, Kentucky, at a meeting held on April 4, 2017, adopted the following Ordinance No. 2449:

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED TERRITORIES WITHIN THE COUNTY OF BOONE, KENTUCKY AND CONTIGUOUS TO THE PRESENT BOUNDARY LINES OF THE CITY OF ERLANGER, KENTUCKY, AND DEFINING BY METES AND BOUNDS THE TERRITORY ANNEXED.

The purpose of the Ordinance is to annex to its present boundaries and include the same within the territorial limits of the City of Erlanger, Kentucky, the following described unincorporated land and area, located in the County of Boone, Commonwealth of Kentucky, adjacent to the Boone and Kenton County line on the south side of Turfway Road and north side of Pine Tree Lane, containing approximately 7.597 acres, more or less.

This Ordinance is being published in the Title and Summary. A complete copy of the Ordinance may be reviewed at the office of the City Clerk, City of Erlanger, Kentucky.

CITY OF ERLANGER, KENTUCKY
By: /s/ Sherry Hoffman, City Clerk
Prepared by: Jack S. Gatlin (888999)
Attorney for City of Erlanger
KY, Apr 10, 17 #2050293

STATE OF OHIO

RE: Order #:0002050293

Account #:CIN-620034

Total Cost of Ad: \$159.20

Last Run Date :04/10/2017

Diane Szymanski

Of the The Enquirer, a newspaper printed in Cincinnati, Ohio and published in Cincinnati, in said County and State, and of general circulation in said county, and as to the Kentucky Enquirer published in Ft. Mitchell, Kenton County, Kentucky, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper times, once in each issue as follows:

04/10/17

Subscribed and sworn to me this 19th day of April, 2017

Candice Butchko
NOTARY PUBLIC

Cincinnati Enquirer

Kentucky Enquirer

Cincinnati.Com



Candice Butchko
Notary Public, State of Ohio
My Commission Expires
December 6, 2021

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CITY OF ERLANGER, KENTUCKY
By: /s/ Sherry Hoffman City Clerk

Prepared by:

/s/ Jack S. Gatlin
Jack S. Gatlin (88899)
Attorney for City of Erlanger



VIOX & VIOX

Civil Engineers, Surveyors, and Landscape Architects

466 Erlanger Road
Erlanger, Kentucky 41018

Tel: 859.727.3293
Fax: 859.727.8452
www.vioxinc.com

February 21, 2017

DESCRIPTION OF 7.597 ACRES TO BE ANNEXED BY ERLANGER, KENTUCKY

Located in Boone County, Kentucky, adjacent to the Boone and Kenton county line on the south side of Turfway Road and the north side of Pine Tree Lane and is more particularly described as follows:

Beginning at a point in the Boone and Kenton county line in the common line of The City of Erlanger (Record Book C 1342, page 81) and William Butler (Deed Book 962, page 12);

THENCE through the lands of The City of Erlanger and with said county line S 05°12'44" E a distance of 523.15 feet to a point in the common line The City of Erlanger and Cherry Hill Subdivision, Section 7, Part A (Plat Book 6, page 49);

THENCE with said common line S 70°30'10" W a distance of 206.67 feet to a point;

THENCE N 19°30'08" W a distance of 230.96 feet to a point;

THENCE N 79°30'05" W a distance of 400.00 feet to a point;

THENCE S 61°21'00" W a distance of 804.64 feet to a point;

THENCE S 27°48'05" E a distance of 9.83 feet to a point in the right-of-way line of Peach Tree Lane;

THENCE with said right-of-way line S 62°11'55" W a distance of 50.00 feet to a point;

THENCE S 27°48'05" E a distance of 125.00 feet to a point in the north right-of-way line of Pine Tree Lane;

THENCE with said right-of-way line S 62°11'55" W a distance of 150.00 feet to a point;

THENCE with a non-tangent curve turning to the left having an arc length of 36.12 feet, a radius of 341.87 feet, a chord bearing of S 59°23'48" W, and a chord length of 36.11 feet to a point at the common corner of The City of Erlanger and Lot 20 of the Claywin Subdivision (Plat Book 8, page 40);

THENCE with the common line of The City of Erlanger, Lot 20 and Jerry Johnson (Deed Book 694, page 65) N 40°40'38" W a distance of 259.12 feet to a point in the south right-of-way line of Turfway Road;

THENCE with said right-of-way line N 74°45'15" E a distance of 93.21 feet to a point;

THENCE N 70°02'17" E a distance of 150.33 feet to a point;

THENCE N 66°13'26" E a distance of 93.24 feet to a point

THENCE N 60°24'04" E a distance of 263.45 feet to a point;

THENCE N 70°30'51" E a distance of 103.58 feet to a point;

THENCE N 55°06'31" E a distance of 50.09 feet to a point;

THENCE N 39°45'51" E a distance of 52.81 feet to a point;

THENCE N 67°51'21" E a distance of 253.34 feet to a point;

THENCE N 45°46'16" E a distance of 153.81 feet to a point;

THENCE N 73°39'07" E a distance of 103.58 feet to a point;

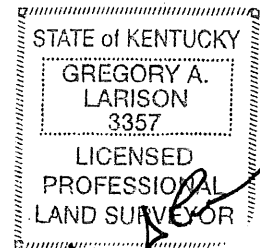
THENCE N 57°48'29" E a distance of 101.50 feet to a point;

THENCE N 82°12'11" E a distance of 117.93 feet to a point;

THENCE N 61°13'27" E a distance of 54.16 feet to a point;

THENCE N 24°09'11" E a distance of 88.47 feet to a point at the common corner of The City of Erlanger and William Butler;

THENCE with said right-of-way line S 79°03'02" E a distance of 192.53 feet to the point of beginning containing 7.597 acres, more or less.



Handwritten signature and date:
2.21.2017


**PLAT OF 7.597 ACRES
TO BE ANNEXED BY
ERLANGER, KENTUCKY**

Note: This plat was prepared using existing Boone County Planning Commission GIS information, deeds and plats of record and a field survey performed by Viox & Viox, Inc., October, 2001.

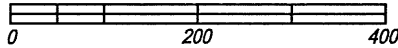
BOONE COUNTY KENTUCKY

SOUTHEAST SIDE OF TURFWAY ROAD
ADJACENT TO THE KENTON/BOONE COUNTY LINE
NORTHWEST SIDE OF PINE TREE LANE

FEBRUARY 21, 2017 SCALE: 1"=200'



VIOX & VIOX
Civil Engineers, Surveyors, and Landscape Architects
466 Erlanger Road • Erlanger, Kentucky 41018
Ph (859) 727-3293 • Fax (859) 727-8452 • www.vioxinc.com



STATE of KENTUCKY
GREGORY A. LARISON
3357
LICENSED PROFESSIONAL
LAND SURVEYOR

AS
2-21-2017

WILLIAM BUTLER
D.B. 962, PG. 12

N: 561272.24
E: 1535497.60

POINT OF BEGINNING

UNINCORPORATED
BOONE COUNTY

7.597 ACRES

THE CITY OF ERLANGER
R.B. C-1342, PG. 81
(KENTON COUNTY)

THE CITY OF ERLANGER
R.B. C-1342, PG. 81
(KENTON COUNTY)

50512.44'E
523.15'

UNINCORPORATED
BOONE COUNTY

TURFWAY ROAD

CHERRY HILL SUB.
SECTION 7 PART "A"
PLAT BOOK 6, PAGE 49

UNINCORPORATED
BOONE COUNTY

UNINCORPORATED
BOONE COUNTY

JERRY JOHNSON
D.B. 694, PG. 65

CLAYWIN SUB.
P.B. 8, PG. 40

R=341.87'
L=36.12'
CH=S59°23'48"W
36.11'
(Non-Tangent)

LINE	BEARING	DISTANCE
L1	N74°45'15"E	93.21'
L2	N66°13'26"E	93.24'
L3	N70°30'51"E	103.58'
L4	N55°06'31"E	50.09'
L5	N39°45'51"E	52.81'
L6	N73°39'07"E	103.58'
L7	N57°48'29"E	101.50'
L8	N82°12'11"E	117.93'
L9	N61°13'27"E	54.16'
L10	N24°09'11"E	88.47'
L11	S27°48'05"E	9.83'
L12	S62°11'55"W	50.00'
L13	S27°48'05"E	125.00'

N: 560552.66
E: 1533859.77

