

0-9-04



CITY CLERK/HUMAN RESOURCES DEPARTMENT

May 20, 2004

VIA CERTIFIED/RETURN RECEIPT REQUESTED:

KY. Dept. for Local Government
1024 Capital Center Drive
Frankfort, KY 40601

Secretary of State
700 Capital Avenue, Suite 152
Frankfort, KY 40601

BOONE COUNTY CLERK Marilyn Rouse
P.O. Box 874
Burlington, KY 41042

VIA FIRST CLASS MAIL:

Boone County Judge/Executive Gary Moore
P.O. Box 900
Burlington, KY 41005

Kevin Costello, Executive Director
(C/o) Vicki Myers
Boone County Planning Commission
2995 Washington Street
Burlington, KY 41005

Bob Townsend, Director
Florence Public Services
Florence Government Center
Florence, KY 41042

Peter Glenn, Project Manager
Florence Public Services
Florence Government Center
Florence, KY 41042

Police Chief Tom Kathman
Florence Police Department
Florence Government Center
Florence, KY 41042

RECEIVED

OCT 20 2005

SECRETARY OF STATE
COMMONWEALTH OF KY

RECEIVED AND FILED
DATE Oct. 20, 2005

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Hardie Adkinson

Fire/EMS Chief Jim McMillen
Florence Fire/EMS Department
Fire Station 3, 1152 Weaver Road
Florence, KY 41042

Finance Director Linda Chapman
Florence Finance Department
Florence Government Center
Florence, KY 41042

City Attorney Hugh O. Skees
7699 Ewing Boulevard
Florence, KY 41042

Director
Boone Co. Public Safety Communications Center
Florence Government Center
Florence, KY 41042

BOONE COUNTY SHERIFF Mike Helmig
P.O. Box 198
Burlington, KY 41005

Boone Co. Property Valuation Administrator Ron Burch
P.O. Box 388
Burlington, KY 41005

Boone County GIS
2995 Washington Street
Burlington, KY 41005

Jim Key, Chief Building Official
Boone County Building Inspection Office
5958 Garrard Street
Burlington, KY 41005

Dan Maher, Director
Boone County Emergency Management
6024 Rogers Lane
Burlington, KY 41005

Bill Viox, City Engineer
Viox & Viox Inc.
466 Erlanger Road
Erlanger, KY 41018

Boone County Board Of Education
8330 U.S. 42
Florence, KY 41042

Northern Kentucky Area Development District
22 Spiral Drive
Florence, KY 41042

CSI Waste Services of Greater Cincinnati
Att: Tim Trost
11563 Mosteller Road
Cincinnati, OH 45241

CINCINNATI BELL TELEPHONE
Att: Julie Orick 102-1100
201 East Fourth Street
Cincinnati, OH 45201

CINERGY
Att: Jim Gillespie
424 Gest Street, Room 317
Cincinnati, OH 45202

OWEN ELECTRIC COOPERATIVE, INC.
Att: Bill Prather
510 South Main
Owenton, KY 40359

INSIGHT COMMUNICATIONS
Att: Linda Begnoche
180 Barnwood Drive
Edgewood, KY 41017

Kentucky League of Cities
101 E. Vine Street, Suite 600
Lexington, KY 40507-3700

Mr. Gene Roland
Address Management Systems
U. S. Postal Service
1591 Dalton Street
Cincinnati, OH 45234-9321

Postmaster Nancy Huber
FLORENCE POST OFFICE
7101 Turfway Road
Florence, KY 41042

Don C. Jackman & Rachel M. Jackman
557 Kinsella Drive
Edgewood, KY 41017

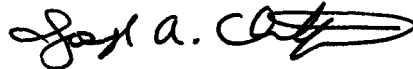
Dear Sirs and/or Madams:

Enclosed please find certified copies of City of Florence, Kentucky Ordinance No. O-9-04 annexing certain territory consisting of a parcel of approximately 0.26 acres located on the south side of Old Toll Road, adjacent to the City limits of Florence. This property was annexed at the request of Don C. Jackman and Rachel M. Jackman, owner(s). Exhibits A, the legal description and B, the plat map of said property, are included herewith. **According to the owners, there are no (0) registered voters residing on these properties at present.**

First reading of Ordinance No. O-9-04 was held on March 16, 2004. Second reading was held on March 23, 2004, and the full Ordinance was published in the *Boone County Recorder* on April 1, 2004 at which time the Ordinance became statutorily official.

If you require additional information, please contact me.

Sincerely,



Joseph A. Christofield, City Clerk

RECEIVED AND FILED
DATE Oct. 20, 2005

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Katie Adkinson

ORDINANCE NO. 0-9-04

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 0.26 ACRE LOCATED ON THE SOUTH SIDE OF OLD TOLL ROAD, ADJACENT TO THE CITY LIMITS. (JACKMAN PROPERTY)

WHEREAS, Don C. Jackman and Rachel M. Jackman, being the owners of record of the hereinafter described territory (the "territory"), have requested that the City of Florence, Kentucky (the "City") annex the territory and, pursuant to K.R.S. 81A.412, the owners have given written consent to such annexation; and

WHEREAS, the City has determined that it is desirable to annex the territory which is contiguous to the boundaries of the City, and

WHEREAS, pursuant to K.R.S. 100.209(1) the City makes the election that after annexation the territory shall remain subject to the same land use restrictions as applied to it prior to annexation until such restrictions are changed in accordance with K.R.S. Chapter 100.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:

SECTION I

The City finds that the hereinafter described unincorporated territory meets the requirements of K.R.S. 81A.410 and is as follows:

- (a) Is contiguous to the boundaries of the City, and
- (b) Is urban in character and suitable for development for urban purposes without unreasonable delay, and
- (c) Is not included within the boundary of another incorporated city.

SECTION II

That the territory, described in Exhibit "A" and shown on Exhibit "B" each of which is attached hereto and incorporated herein by reference, shall be and the same is hereby annexed to the City of Florence, Kentucky.

SECTION III

The owners of record of the territory have filed with the City written consent to this annexation under K.R.S. 81A.412 and therefore, the following do not apply to this annexation: (a) the notification ordinance required by K.R.S. 81A. 420(1); (b) the notice requirement of K.R.S. 81A.425; and (c) the waiting period of K.R.S. 81A.420(2).

SECTION IV

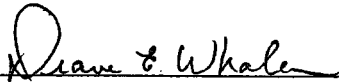
Pursuant to K.R.S. 100.209(1) the territory shall, after annexation, remain subject to the same land use restrictions as applied to it prior to annexation, until those restrictions are changed in accordance with K.R.S. Chapter 100.

SECTION V


This ordinance shall be published in full.

PASSED AND APPROVED ON FIRST READING THIS 16th DAY OF MARCH, 2004.
PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 23rd DAY OF MARCH, 2004.

APPROVED:

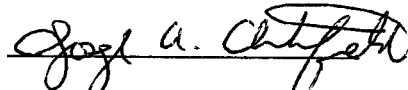

MAYOR

ATTEST:


CITY CLERK

I, Joseph A. Christofield, City Clerk for the City of Florence, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance 0-9-04 as same appears in the official records of my office.

Dated this 17th day of MAY, 2004.


Florence City Clerk

CITY OF FLORENCE, KENTUCKY

READING SUMMARY

ORDINANCE NO. 0-9-04

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 0.26 ACRE LOCATED ON THE SOUTH SIDE OF OLD TOLL ROAD, ADJACENT TO THE CITY LIMITS. (JACKMAN PROPERTY)

SUMMARY

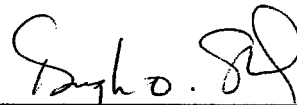
This Ordinance annexes and makes a part of the City a tract of approximately 0.26 acre located on the south side of Old Toll Road, adjacent to the City limits.

This annexation is in response to a request by Don C. Jackman and Rachel M. Jackman, the owners, to have the property become part of the City. The annexation will be complete upon second reading and publication of this Ordinance.

After annexation the property will remain subject to the same land use restrictions as applied prior to annexation.

CERTIFICATION

I hereby certify that the foregoing is a summary of the contents of the Ordinance titled above and that it was prepared by me this 9th day of March, 2004, and I am an attorney licensed to practice law in the Commonwealth of Kentucky.



HUGH O. SKEES, KBA#64730
SKEES, WILSON & DILLON, PLLC
7699 Ewing Blvd., P.O. Box 756
Florence, KY 41042-0756
Phone: (859) 371-7407
Fax: (859) 371-9872



VIOX & VIOX

Civil Engineers, Surveyors, and Landscape Architects

466 Erlanger Road
Erlanger, Kentucky 41018

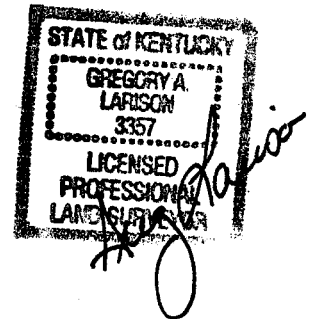
Tel: 859.727.3293
Fax: 859.727.8452
www.vioxinc.com

October 12, 2005

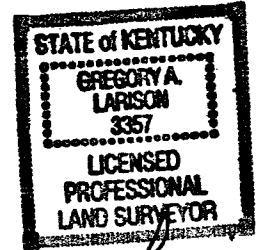
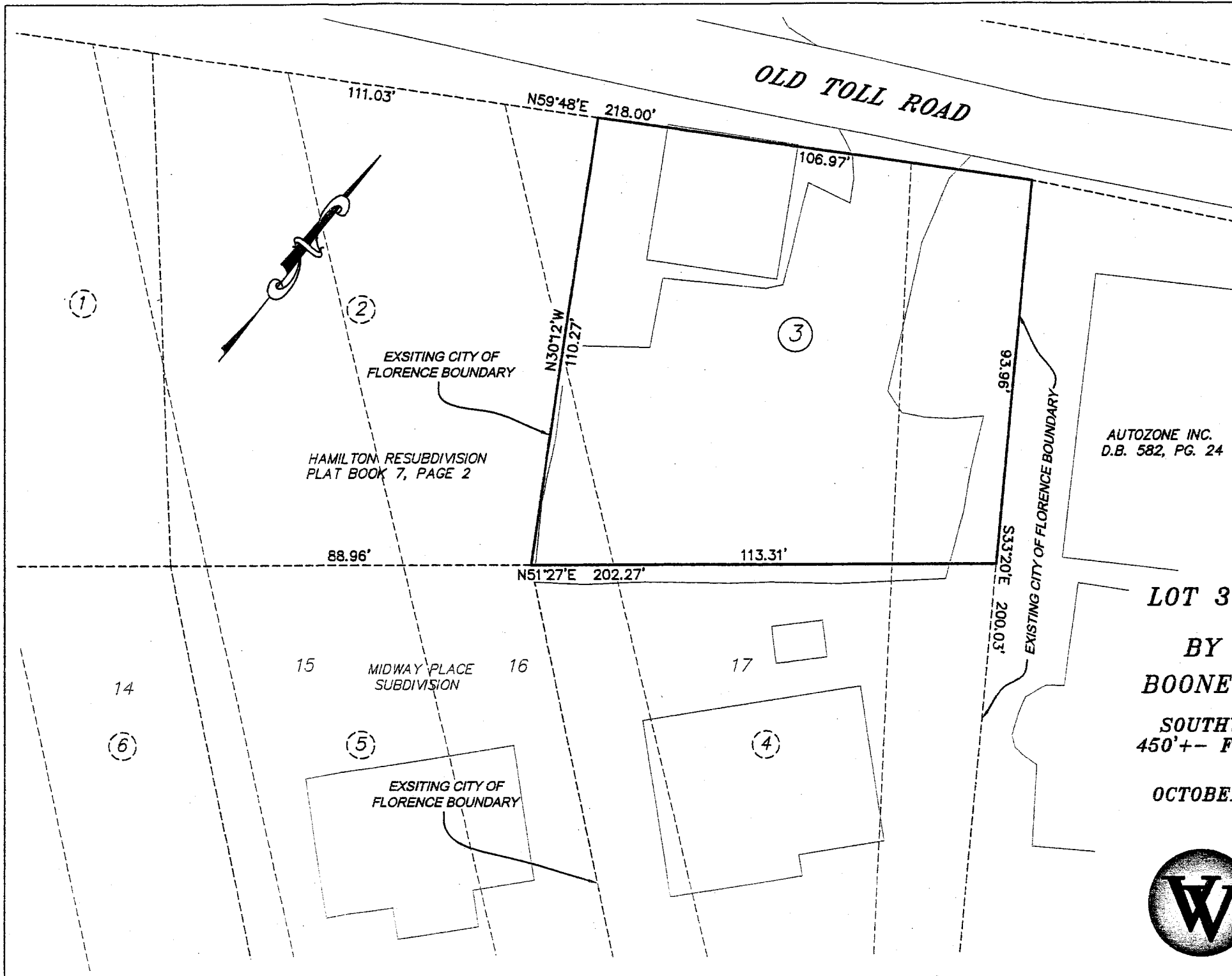
**LOT 3 OF HAMILTON RESUBDIVISION
TO BE ANNEXED BY
THE CITY OF FLORENCE**

Located in Boone County, Kentucky, and being all of Lot 3, Hamilton Resubdivision as shown on plat recorded in P.B. 7, pg. 2 and being more particularly described as follows:

Beginning at a point on the existing City Limits of the city of Florence, said point being the common corner of Autozone, Inc. (D.B. 582, pg. 24) and Lot 3, Hamilton Resubdivision on the south right-of-way line of Old Toll Road; thence with the City Limits and the west line of Autozone, Inc. S 33-20 E, 93.95 feet to the southeast corner of Lot 3 S 51-27 W 113.31 feet to the southwest corner of said lot, said point begin on the existing City Limits N 30-12 W 110.27 feet to the south right-of-way line of Old Toll Road; thence with said right-of-way and City Limits N 59-48 E, 106.97 feet to the point of beginning, containing 0.26 acre more or less.



NOTE: THIS PLAT WAS PREPARED USING
EXISTING DEEDS AND PLATS OF RECORD
AND CURRENT BOONE COUNTY GIS INFORMATION.
NO FIELD SURVEY WAS PERFORMED



Greg Larison

AUTOZONE INC.
D.B. 582, PG. 24



**LOT 3 HAMILTON RESUBDIVISION
TO BE ANNEXED
BY THE CITY OF FLORENCE
BOONE COUNTY KENTUCKY**

**SOUTHWEST SIDE OF OLD TOLL ROAD
450'+- FROM INTERSECTION WITH US 42**

OCTOBER 12, 2005

SCALE: 1" = 30'



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

8519 Old Toll Road - Florence, KY 41042

CONSENT TO ANNEXATION
BY THE CITY OF FLORENCE, KENTUCKY

The undersigned hereby consent to and request that the City of Florence, Kentucky, annex the real property which is described and shown on the legal description and plat which are attached hereto, and in connection therewith, the following representations are made to the City:

- a. All of the owners of record of said real property have signed below;
- b. The real property meets the requirements of K.R.S. 81A.410;
- c. Such annexation is consented to under the provisions of K.R.S. 81A.412 and it is acknowledged that by reason of such consent, the City shall not be required to (1) enact the notification ordinance of K.R.S. 81A.421(1); or (2) to comply with the notice requirements of K.R.S. 81A.425; or (3) to wait the 60 day period provided for in K.R.S. 81A.420(2). The City may accomplish this annexation by the enactment and publication of a single ordinance.

Pursuant to K.R.S. 100.209 as it affects zoning of such real estate after annexation, it is hereby requested: (check one)

- a. That such real estate shall remain subject to the same land use restrictions as applied to it prior to annexation; or
- b. That the City amend its Comprehensive Plan and official Zoning Map so that after annexation, such real property will have the following zone:

NOTE: This consent to annexation must be signed by all owners of record. If the owners are married individuals, their spouses must sign. If the owners are corporations, LLC's, partnerships, etc., the authorized officers must sign, and a copy of the resolution authorizing execution must be attached.

The following documents MUST be attached to this Consent.

- a. A plat showing an accurate map of the real estate (K.R.S. 81A.470(1)); and
- b. A metes and bounds legal description of the real estate (K.R.S. 81A.470(1)); and
- c. Copies of the document(s) from which owners source of title is derived; and
- d. A list of the names and addresses of those property owners and registered voters who reside within the boundaries of the real property (K.R.S. 81A.475).

No
Kinsella
of
R.D.

Don. JACKMAN Don. Jackman 1-15-04
 Printed/Typed Name of Owner Signature Date
 557 KINSELLA DR. EDGEWOOD, KY. 346-8157 1-15-04
 Address Phone

RACHEL M JACKMAN Rachel M Jackman 1-15-04
 Printed/Typed Name of Owner Signature Date
 557 KINSELLA DR EDGEWOOD KY 41017
 Address Phone

 Printed/Typed Name of Owner Signature Date

 Address Phone