

ORDINANCE NO. 0-14-04

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 20 ACRES LOCATED AT 9108 GUNPOWDER ROAD, ADJACENT TO THE CITY LIMITS. (ELDER PROPERTY)

WHEREAS, Kenneth R. Elder and Gusta N. Elder, 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 11<sup>th</sup> DAY OF MAY, 2004.  
PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 25<sup>th</sup> DAY OF MAY, 2004.

APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK



# VIOX & VIOX, INC.

Engineers • Surveyors • Landscape Architects

Since 1945

April 30, 2004

DESCRIPTION OF 19.40+- ACRES  
TO BE ANNEXED BY  
THE CITY OF FLORENCE

• Planning

Beginning at a point in the centerline of Gunpowder Road at the common corner of Kenneth Elder (Deed Book 161, Page 393) and James Robinson (Deed Book 608, Page 316); thence with the said centerline N 16-41-23 E 98.44 feet to a point; thence N 12-20-49 E 245.83 feet to a point; thence N 15-32-26 E 236.02 feet to a point; thence leaving the said centerline N 70-30-00 E 1591.05 feet to a point; thence S 07-00-00 W 585.00 feet to a point; thence S 70-30-00 W 1366.30 feet to the point of beginning containing 19.40+- acres.

• Design

• Surveying

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

0-14-04 Exhibit "B"  
PLAT OF 19.40± ACRES  
TO BE ANNEXED BY  
THE CITY OF FLORENCE

BOONE COUNTY KENTUCKY

EASTSIDE OF GUNPOWDER ROAD  
0.45 MILE SOUTH OF U.S. HIGHWAY 42

MARCH 28, 2004

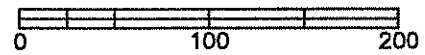
SCALE: 1" = 200'

**W** VIOX & VIOX, INC.  
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Erlanger, Kentucky 41018

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CENTERLINE OF GUNPOWDER ROAD

Good Sheperd  
Lutheran Church  
D.B. 725, Pg. 137

N15°32'26"E  
236.02'

N12°20'49"E  
245.83'

N16°41'23"E  
98.44'

N70°30'00"E  
1526.00'

Shirley Fisher

James Robinson  
D.B. 608, Pg. 316

Kenneth Elder  
D.B. 161, Pg. 393

S70°30'00"W  
1366.30'

EXISTING CITY OF FLORENCE BOUNDARY

J.T. Wilson  
D.B. 232, Pg. 394  
D.B. 309, Pg. 259  
D.B. 3.50, Pg. 122

S07°00'00"W  
585.00'