

*James*

ORDINANCE NO. 0-6-11

**AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF LOT 4 OF THE HAMILTON RESUBDIVISION LOCATED AT 8522 U.S. 42, ADJACENT TO THE CITY LIMITS. (HAARMAN PROPERTY)**

WHEREAS, Ronald Haarman and Connie Haarman, 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 prior to final action of annexation, the comprehensive plan and official zoning map of the City shall be amended to incorporate and establish zoning of Commercial Two/ Planned Development/Concept Development Plan (C-2/PD/CD) with respect to the territory.

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 comprehensive plan and official zoning map of the City shall be amended to establish zoning for the territory as Commercial Two/Planned Development/Concept Development Plan (C-2/PD/CD).

**SECTION V**

This ordinance shall be published in full.  
PASSED AND APPROVED ON FIRST READING THIS 14<sup>th</sup> DAY OF April, 2011.  
PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 28<sup>th</sup> DAY OF June, 2011.

APPROVED:

*Sham & Whalen*  
MAYOR

ATTEST:

*Jan C. City*  
CITY CLERK



# JAMES W. BERLING ENGINEERING, PLLC

Land Surveying • Site Development • Civil Engineering Services • Land Planning

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Land Surveyor License KY 206

April 4, 2011

## LEGAL DESCRIPTION

LOT NO. 4

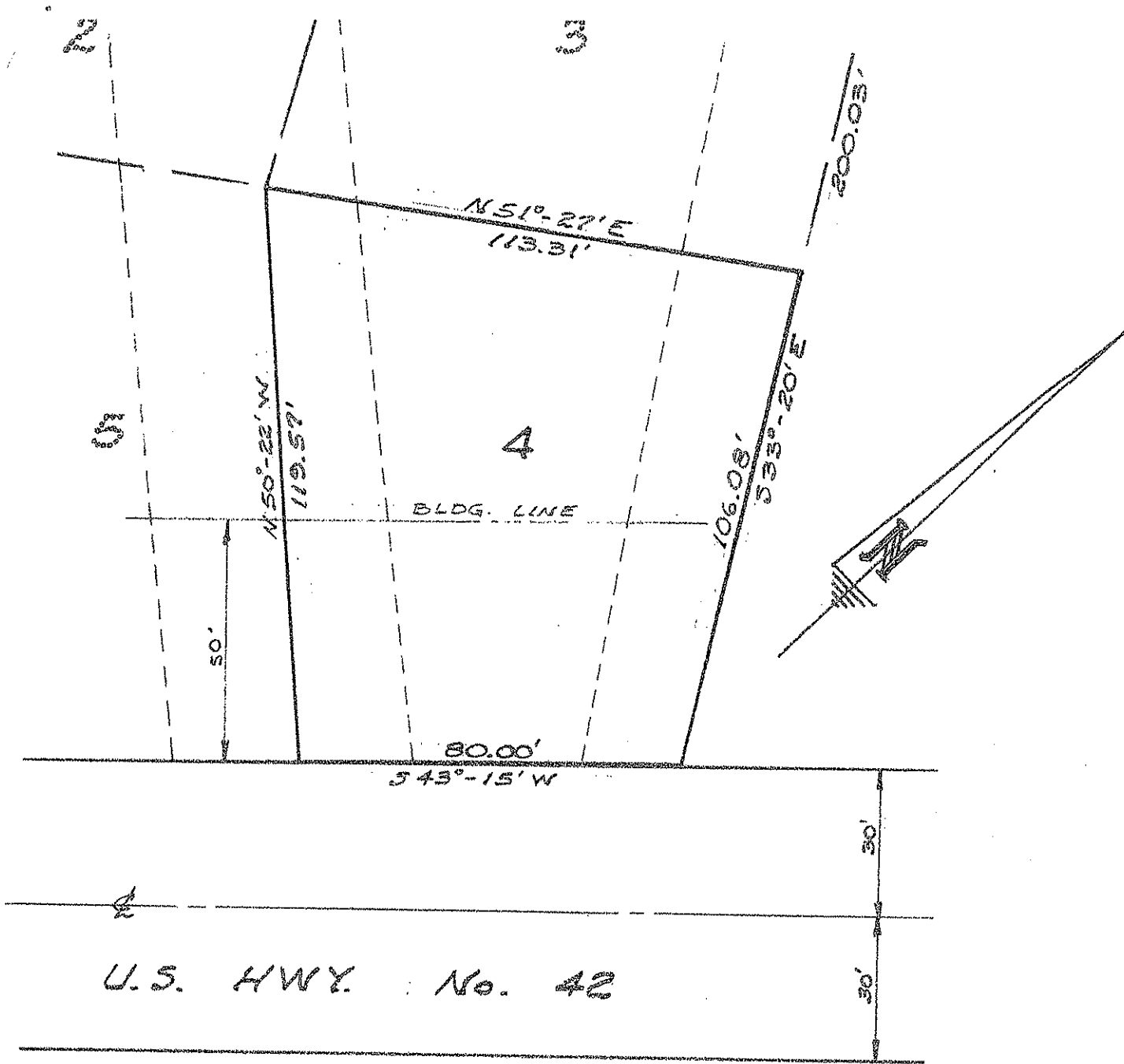
HAMILTON RESUBDIVISION (PLAT BOOK 7, PAGE 2)

Being all of Lot No. 4 of the Hamilton Resubdivision as shown on the plat of same recorded in Plat Book 7 at Page 2 of the Boone County Clerk's records in Burlington, Kentucky, and being more particularly described as follows:

Beginning at a point in the northwest right of way line of U. S. Highway 42 in Florence, Kentucky, said point being the east corner of Lot No. 4 of the Hamilton Resubdivision as shown in Plat Book 7 at Page 2 of the Boone County Clerk's records in Burlington, Kentucky; thence S 43° 15' W along the northwest right of way line of U. S. Highway 42, a distance of 80.00 feet to a point; thence leaving said highway and following along the common line between Lot Nos. 4 and 5 of Hamilton Resubdivision N 50° 22' W 119.57 feet to the west corner of said Lot No. 4; thence N 51° 27' E along the common line between Lot Nos. 3 and 4 of Hamilton Resubdivision 113.31 feet to the north corner of said Lot No. 4; thence S 33° 20' E along the northeast line of said Lot No. 4, a distance of 106.08 feet to the place of beginning.



EXHIBIT     "A"



*James W. Berling*

STATE OF KENTUCKY  
 JAMES W. BERLING  
 206  
 LICENSED  
 LAND SURVEYOR

EXHIBIT     " B "    

PLAT OF LOT 4  
 HAMILTON RESUBDIVISION  
 FLORENCE, KY.  
 SCALE: 1" = 30'                      APRIL 4, 2011  
 JAMES W. BERLING  
 LAND SURVEYOR KY. 206