

ORDINANCE NO. 77-0007

AN ORDINANCE ANNEXING TO AND MAKING A PART OF THE CITY OF UNION, KENTUCKY, CERTAIN TERRITORY CONTIGUOUS TO THE CITY AND LYING TO THE NORTH AND EAST THEREOF:

THE BOARD OF TRUSTEES OF THE CITY OF UNION DOES ORDAIN AS FOLLOWS:

Section I

There is hereby annexed to the present city limits of the City of Union, Kentucky, the formerly unincorporated territory lying to the north and east of the present city limits and contiguous thereto, and that portion of territory is incorporated into the corporate territory of the City of Union, Kentucky, and is more specifically described as follows:

Located generally in Boone County, Kentucky, northeast of and abutting on the present city lines of the City of Union and described thus: BEGINNING at the most northerly corner of the City of Union on U.S. Highway 42, which said corner is S 35 E. 30 feet from the southeast corner of the original Jones service station building; thence in a northeasterly direction and running with the centerline of the pavement of U.S. Highway 42 a distance of 7,200 feet or sufficient to reach its intersection with the centerline of the Gunpowder Road at Sugartit; thence in a southeasterly direction and running with the centerline of said Gunpowder Road a distance of 8,300 feet or sufficient to reach its intersection with the centerline of the Mt. Zion Road; thence in a southwesterly direction along the centerline of said Mt. Zion Road a distance of 4,150 feet or sufficient to reach the most easterly corner of the City of Union on said road; thence continuing along said road S 66-30 W. 250 feet to another corner in said city limits; thence leaving said road and running with lines of the City of Union, N 4-30 E 300 feet, S. 81-45 W. 750 feet; thence in a northwesterly direction with lines of the City of Union and Anderland Subdivision 1,300 feet; thence with said city line in a southwesterly direction 210 feet to point on the southeast line of the original incorporation boundary of said city; thence therewith N 31-55 E. 1,440 feet to the most easterly corner thereof; thence with the

northeast line of said city N. 58-5 W. 5,280 feet to the place of beginning containing 900 acres or 1.42 square miles.

Section II

This ordinance annexing the above described territory shall be published once in the Boone County Recorder.

Wilbur R. Houston  
CHAIRMAN

ATTEST:

Ruth A. Garnett  
CLERK

Date Passed: October 6, 1977

Date Published: October 13, 1977

Kenaido nocero, Jane E.

**ORDINANCE NO. 77-007**

AN ORDINANCE ANNEXING TO AND MAKING A PART OF THE CITY OF UNION, KENTUCKY, CERTAIN TERRITORY CONTIGUOUS TO THE CITY AND LYING TO THE NORTH AND EAST THEREOF:

THE BOARD OF TRUSTEES OF THE CITY OF UNION DOES ORDAIN AS FOLLOWS:

**SECTION I**

There is hereby annexed to the present city limits of the City of Union, Kentucky, the formerly unincorporated territory lying to the north and east of the present city limits and contiguous thereto, and that portion of territory is incorporated into the corporate territory of the City of Union, Kentucky, and is more specifically described as follows:

Located generally in Boone County, Kentucky, northeast of and abutting on the present city lines of the City of Union and described thus: BEGINNING at the most northerly corner of the City of Union on U.S. Highway 42, which said corner is S 35 E. 30 feet from the southeast corner of the original Jones service station building; thence in a northeasterly direction and running with the centerline of the pavement of U.S. Highway 42 a distance of 7,200 feet or sufficient to reach its intersection with the centerline of the Gunpowder Road at Sugartit; thence in a southeasterly direction and running with the centerline of said Gunpowder Road a distance of 8,300 feet or sufficient to reach its intersection with the centerline of the Mt. Zion Road; thence in a southwesterly direction along the centerline of said Mt. Zion Road a distance of 4,150 feet or sufficient to reach the most easterly corner of the City of Union on said road; thence continuing along said road S 66-30 W. 250 feet to another corner in said city limits; thence leaving said road and running with lines of the City of Union, N 4-30 E 300 feet, S. 81-45 W. 750 feet; thence in a northwesterly direction with lines of the City of Union and Anderland Subdivision 1,300 feet; thence with said city line in a southwesterly direction 210 feet to point on the southeast line of the original incorporation boundary of said city; thence therewith N 31-55 E. 1,440 feet to the most easterly corner thereof; thence with the northeast line of said city N. 58-5 W. 5,280 feet to the place of beginning containing 900 acres or 1.42 square miles.

**SECTION II**

This ordinance annexing the above described territory shall be published once in the Boone County Recorder.

WILBUR R. HOUSTON, Chairman

ATTEST:

RUTH A. GARNETT, Clerk

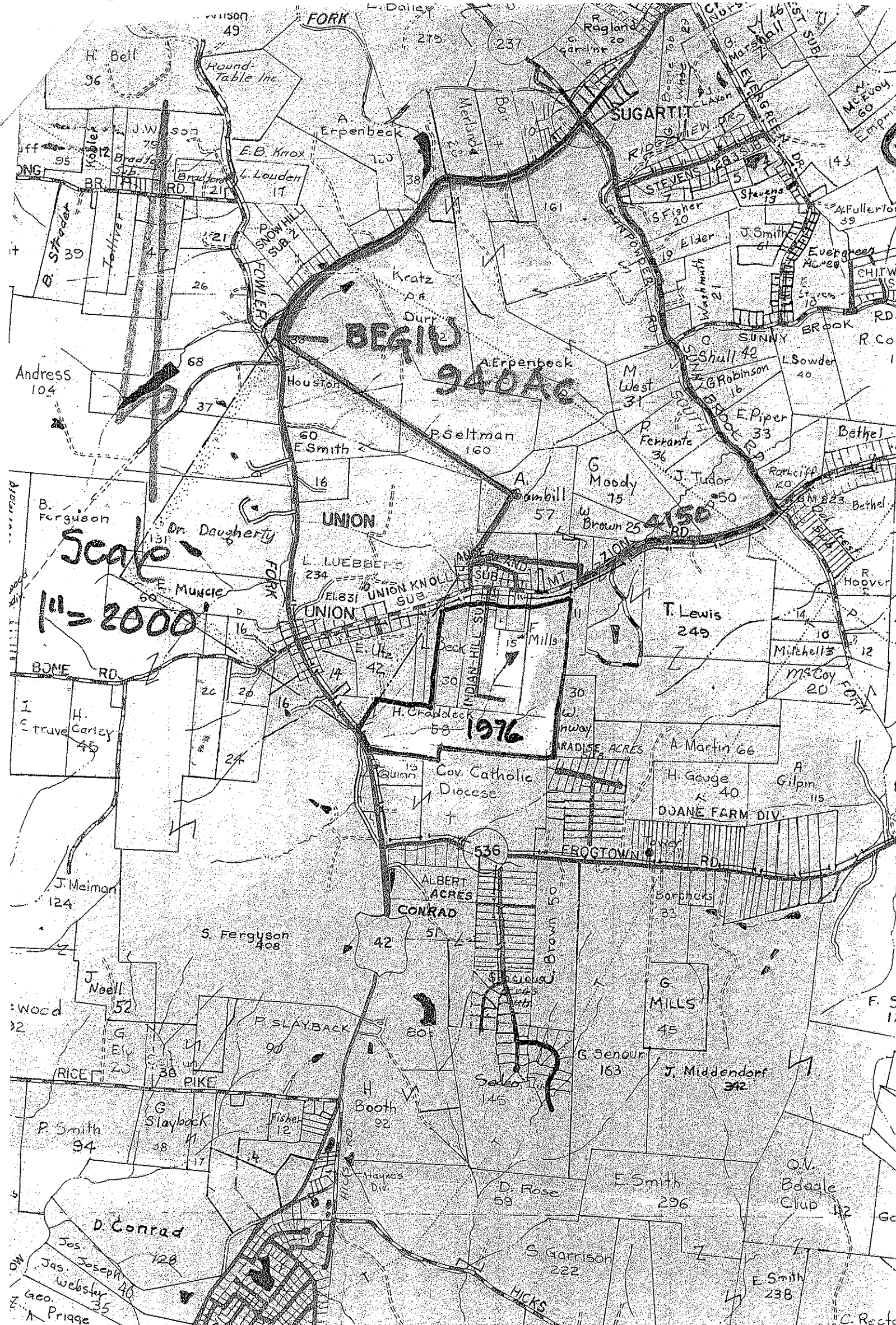
Date Passed: October 6, 1977

Date Published: October 13, 1977

S  
S  
A  
fi  
a:  
A  
w  
ir  
R  
  
o  
b  
C  
f  
1  
(

DESCRIPTION OF PROPOSED ANNEXATION BOUNDARY FOR THE CITY OF UNION

Located generally in Boone County Kentucky Northeast of and abutting on the present (May 1977) city lines of the city of Union and described thus; BEGINNING at the most Northerly corner of the city of Union on U. S. Highway 42, which said corner is S 35 E 30 feet from the Southeast corner of the original Jones service station building; thence in a Northeasterly direction and running with the centerline of the pavement on U. S. Highway 42 a distance of 7200 feet or sufficient to reach its intersection with the centerline of the Gunpowder Road at Sugartit; thence in a Southeasterly direction and running with the centerline of said Gunpowder Road a distance of 8300 feet or sufficient to reach its intersection with the centerline of the Mt. Zion Road; thence in a Southwesterly direction along the centerline of said Mt. Zion Road a distance of 4150 feet or sufficient to reach the most Easterly corner of the city of Union on said road; thence continuing along said road S 66-30 W 250 feet to another corner in said city limits; thence leaving said road and running with lines of the city of Union, N 4-30 E 300 feet, S 81-45 W 750 feet; thence in a Northwesterly direction with lines of the city of Union and Anderland subdivision 1300 feet; thence with said city line in a Southwesterly direction 210 feet to a point on the Southeast line of the original incorporation boundary of said city; thence therewith N 31-55 E 1440 feet to the most Easterly corner there of; thence with the Northeast line of said city N 58-5 W 5280 feet to the place of beginning containing 900 acres or 1.42 square miles.



FORK

SUGARTIT

BEGIU

940 AC

UNION

UNION

CONRAD

Scale  
1" = 2000'

1976

42

536

G MILLS  
45

J. Middendorf  
342

G Senour  
163

D. Rose  
59

E. Smith  
296

S. Garrison  
222

E. Smith  
238

H. Bell  
96

Round-Table Inc.

A. Erpenbeck  
120

Stevens  
1283

L. Loudon  
17

S. Fisher  
20

J. Smith  
61

Kratz  
D.A.

Durr  
2

A. Erpenbeck  
160

M. West  
31

L. Sowder  
40

Houston  
60

P. Seltman  
160

G. Moody  
75

J. Tudor  
50

B. Ferguson

Dr. Daugherty

L. LUEBBERS  
234

EL 831 UNION KNOLL  
SUB

T. Lewis  
249

Mitchell  
10

MS. Coy  
20

BONE RD.

E. Muncie

E. Utz  
42

H. Craddeck  
58

PARADISE ACRES

A. Martin  
66

A. Gilpin  
115

H. Gouge  
40

DOJANE FARM DIV.

J. Meiman  
124

S. Ferguson  
408

ALBERT ACRES

Borchers  
33

J. Noell  
52

P. SLAYBACK  
90

St. Joseph's

G. Mills  
45

G. Ely  
20

P. Slayback  
38

H. Booth  
92

Saleo  
145

G. Senour  
163

J. Middendorf  
342

P. Smith  
94

G. Slayback  
38

Haynes Div.

D. Rose  
59

E. Smith  
296

D. Conrad  
720

Jos. Joseph  
40

S. Garrison  
222

S. Garrison  
222

E. Smith  
296

Jos. Webster  
35

Geo. Priqqe

HICKS

S. Garrison  
222

E. Smith  
296

E. Smith  
238

C. Recto

ORDINANCE NO. 0-6-82

AN ORDINANCE DECLARING THE INTENT OF THE CITY OF FLORENCE, KENTUCKY TO ANNEX A PARCEL OF LAND CONTIGUOUS TO THE CITY'S BOUNDARIES WHICH PARCEL IS A PART OF THE CITY OF UNION, KENTUCKY.

WHEREAS, all of the owners of the parcel of land hereinafter described have requested that the City of Florence annex said parcel, and

WHEREAS, the Annexation Committee of this Council has studied the matter and recommended that the City proceed with the annexation pursuant to said request.

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

SECTION I

This Council finds that the hereinafter described parcel of real estate is contiguous to the City's boundaries, is urban in character, is suitable for development for urban purposes without unreasonable delay, and that it is desirable for the City to annex said parcel.

SECTION II

The City hereby declares that it is the intent of the City to annex the hereinafter described parcel and make it a part of the City.

SECTION III

That said parcel is a part of the City of Union, a sixth class city of the Commonwealth of Kentucky, and this annexation is undertaken pursuant to the authority of and in accordance with the procedures set out in KRS 81A.430. The parcel to be annexed is more particularly described as follows:

Beginning at a point on the southeast right of way line of U. S. Highway 42, said point being the west corner of the Erpenbeck property (Deed Book 114, Page 487); thence with the boundary line of said Erpenbeck property S41 50'E 276.85 feet

Thence S86 30'E 321.50 feet

Thence S12 15'E 3,206.0 feet

Thence S87 00'E 1147.0 feet

Thence S4 00'W 1015 feet

Thence N74 00'E 713 feet to a corner with the Erpenbeck property (Deed Book 247, page 143); thence with the boundary of said Erpenbeck property S5 07'W 988.0 feet S68 30'E 1801.5 feet thence S64 00'E 340.0 feet to a point, said point being 187 feet north of Mt. Zion Road; thence leaving said Erpenbeck property line and running parallel to and 187 feet north of the centerline of Mt. Zion Road, S88 30'E, 497 feet to a point on the east

boundary line of said Erpenbeck property, thence with the east boundary line of said Erpenbeck N3 20'E 128 feet;

Thence N33 30'W 536.4 feet

Thence N32 40'W 719.4 feet

Thence N32 30'W 831.0 feet;

Thence N41 20'W 664.1 feet to a common corner with the Erpenbeck property (Deed Book 114, page 487); thence with the boundary line of said Erpenbeck property N16 15'W, 1050 feet to a corner of the Erpenbeck property (Deed Book 134, Page 154); thence with the boundary of said property N76 15'E, 1092 feet;

Thence N13 30'W, 643.5 feet;

Thence N10 30'E, 214.9 feet;

Thence N14 00'W, 412 feet;

Thence N27 40'W, 314.2 feet;

Thence N25 00'W, 471.9 feet;

Thence N54 30'W, 500 feet;

Thence N43 00'W, 433 feet;

Thence N27 00'E, 350 feet;

Thence N47 00'E, 100 feet;

Thence N26 30'W, 634.9 feet;

Thence N39 00'W, 590 feet more or less, to a point on the centerline of U. S. Highway 42; thence southwestwardly with said centerline, approximately 3,650 feet to a point, said point being on the existing Florence City limits; thence continuing with said centerline of U. S. Highway 42 southwestwardly and with the existing Florence City limits, approximately 300 feet to a point, said point being opposite the southwest corner of the Erpenbeck property (Deed Book 125, page 318); thence S71 15'E, 30 feet more or less, to a point on the south right of way line of said U. S. Highway 42; thence with said south right of way line, northeastwardly 415 feet more or less to the point of beginning.

#### SECTION IV

That the question of this annexation shall be submitted to the qualified voters contained in said portion of the City of Union to be annexed at the next regular election.

#### SECTION V

Following second reading and due publication of this Ordinance, the Mayor and other appropriate officials of the City are hereby authorized

Business Meeting - March 5, 1984

appointed to serve as Union's representative to the Boone County Planning and Zoning Commission. Seconded by Commissioner Moore. The motion carried unanimously. City Attorney Don Knapmeyer will draw up a municipal order within the next few days.

Copier - Commissioner Moore has been looking for a reliable copier and feels that Xerox is the one he would recommend at this time. Since Union is eligible to purchase merchandise under the Kentucky State Price Contract, Commissioner Moore asked the City Clerk to check with the Xerox Corporation in Frankfort, Kentucky to see if the City could get a better price from them, and if service would be provided from the Cincinnati area. The Clerk has agreed to do so. Action will be taken on buying or leasing a copier at a later date.

Litigation - Florence and Union. Mayor Doll asked Don Knapmeyer if he would summarize and bring the Commission up to date regarding the the litigation which has taken place between the City of Florence and the City of Union. Mr. Knapmeyer explained that the City of Florence and the City of Union had been involved in an annexation battle over certain areas outside the city. One lawsuit was dismissed against the City of Union under a summary judgement; the reason being that publication of the ordinances were not handled correctly. There was another lawsuit filed involving four hundred ten (410) acres called the Erpenbeck tract which runs between U. S. 42 and Mt. Zion Road. The City of Union contended that this was a corridor type annexation on Florence's part, and that they had to take a one hundred fifteen (115') ft. strip of U.S. 42 to get from the west side of the highway to the east side and the Erpenbeck tract. Judge Sam Neace held for Florence, saying the strip of land had municipal value and therefore, was not corridor type annexation. The City of Union appealed. Mr. Knapmeyer said he had talked with the Florence City Attorney Hugh Skees, and in his opinion it was going to be difficult for the City of Union to win the appeal. If the City of Union did win, it would still have a property owner who would rather live in Florence. Mr. Knapmeyer commented that the relationship between Florence and Union had not been good in the past and he believes it would benefit Union if they could get along with the City of Florence. At this point there was some discussion and questions raised from the floor regarding access roads being built coming into Union, responsibility of maintenance of any new streets, and whether Florence would be able to annex any more property in Union, etc. There was a question raised about the strip of property facing Gunpowder Road which was still inside the City of Union being cut off by the Erpenbeck annexation. Mr. Knapmeyer said he would look into the matter and report back to the Commission.

Bids For Street Repair. Mayor Doll told the Commission that the streets of Union are in bad condition. Most were not put in right at the beginning, and with the exception of the front part of Spruce Dr. and Russwill Dr., some are in such condition as to be beyond repair. Mayor Doll and Director of Public Works Jim Wilmhoff will investigate the streets of the city. Mr. Wilmhoff said he will check to see which streets can be repaired now, and which are beyond repair and need to be replaced.

Committee to Study Tax Structure. Commissioner Wilmhoff and Commis-

April 2, 1984 - Business Meeting

Mr. Knapmeyer then read Municipal Order No. 84-004 - A MUNICIPAL ORDER DESIGNATING AND APPOINTING CITY COMMISSIONER WARREN MOORE TO SERVE AS MAYOR PRO TEM FOR THE CITY OF UNION, PURSUANT TO KRS 83A.040 AND SETTING HIS DUTIES AND RESPONSIBILITIES. Mr. Moore was appointed to the position of Mayor Pro Tem by the February meeting.

Mr. Knapmeyer then brought up the issue of litigation between Union and Florence. He stated that the main concern voiced by the Commission at the last meeting was whether the annexation attempt by Florence, which is now under appeal, extends over to Mt. Zion Road. He said he has confirmed that it does not. It comes up about 180 feet short, intentionally, so an island would not be created by property on Gunpowder Road which is still in Union. He said no attempt is being made to cut Union off from the property on Gunpowder Road. It is his opinion, that it is up to Union to decide whether they want to continue with the appeal. Mayor Doll said he did not wish to prolong litigation, but every map he has seen shows the line coming all the way out to Mt. Zion. Mr. Knapmeyer said he is positive it does not, and because the map is drawn wrong has no bearing on the lawsuit in question. It was decided that the Commission will be ready to take action at the May meeting.

Commissioner Wilmhoff asked what progress was being made on the collection of delinquent taxes. Mr. Knapmeyer said a copy of delinquent taxes had been turned over to his office and he had drafted a letter which was to be mailed out.

Since there was no further business, Commissioner Wilmhoff made a motion to adjourn the meeting. Second by Commissioner Moore.

The meeting was adjourned at 9:40 p.m.

Respectfully submitted:

Nancy L. Sellers  
City Clerk

James J. Doll  
Mayor  
5/7/84  
Date

May 7, 1984

Page 2 - Business Meeting

OLD AND UNFINISHED BUSINESS:

Commissioner Wilmhoff is working with the City Clerk on a list of the contents of the City Office and will have two (2) or three (3) bids for insurance coverage at the June meeting for consideration by the Commission. He will also check into the cost of liability coverage for the officers, and will have this information for next month, also.

ORDINANCE NO. 84-003 - AN ORDINANCE STATING THE INTENTION OF THE CITY OF UNION, KENTUCKY, TO REDUCE ITS BOUNDARIES PURSUANT TO KRS 81A.440 AND DEFINING THE BOUNDARIES OF THAT PORTION OF THE CITY TO BE DEANNEXED was given second reading by Mayor Doll. Commissioner Johnson made a motion that Ordinance No. 83-003 be approved on second reading. Commissioner Moore seconded. The motion carried unanimously.

The next order of business was disposition of Litigation between Florence and Union. Attorney Don Knapmeyer told the Commission that Union's appeal is waiting for action and a decision needs to be made. Mr. Knapmeyer assured the Commission that the corridor of land on Gunpowder is still in Union. Mayor Doll asked if something could be drawn up, stating the line does not go all the way to Gunpowder. Mr. Knapmeyer again stated the line does not go all the way to Gunpowder. Commissioner Wilmhoff stated he felt that the City should drop the appeal. Commissioner Johnson made a motion that the lawsuit be dropped against the City of Florence. Seconded by Commissioner Moore. The motion carried unanimously.

NEW BUSINESS:

A pickup of large trash items has been scheduled with Rumpke for May 12, between the hours of 7:00 a.m. and 12:00 noon. A mailing has been sent out by the City Clerk notifying the residents of the City.

The City of Union will receive bids on trash pickup and snow removal within the City for the fiscal year 1984-85. An advertisement will be placed in the Boone County Recorder as soon as possible.

A Public Hearing regarding the use of Revenue Sharing Funds and the Proposed Budget for fiscal year 1984-85 will be held before the regularly scheduled June meeting, beginning at 7:00 p.m. A notice will be run in the Boone County Recorder informing the public of the meeting.

The City has received several complaints of a large, black dog chasing children in the Indian Hill area. A letter was sent out to the dog's owner by the City Clerk, requesting their help in resolving the problem. The Commission feels that the City does not need a leash law, due to the large number of farms in the area.

The Commission had given the City Clerk an increase in March, but an Ordinance has not been drawn up to that effect. Commissioner



ORDINANCE NO. \_\_\_\_\_

*Unnumbered*  
*Ord. City of Florence*

AN ORDINANCE DECLARING THE INTENT OF THE CITY OF FLORENCE, KENTUCKY TO ANNEX A PARCEL OF LAND CONTIGUOUS TO THE CITY'S BOUNDARIES WHICH PARCEL IS A PART OF THE CITY OF UNION, KENTUCKY.

WHEREAS, all of the owners of the parcel of land hereinafter described have requested that the City of Florence annex said parcel, and

WHEREAS, the Annexation Committee of this Council has studied the matter and recommended that the City proceed with the annexation pursuant to said request.

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

SECTION I

This Council finds that the hereinafter described parcel of real estate is contiguous to the City's boundaries, is urban in character, is suitable for development for urban purposes without unreasonable delay, and that it is desirable for the City to annex said parcel.

SECTION II

The City hereby declares that it is the intent of the City to annex the hereinafter described parcel and make it a part of the City.

SECTION III

That said parcel is a part of the City of Union, a sixth class city of the Commonwealth of Kentucky, and this annexation is undertaken pursuant to the authority of and in accordance with the procedures set out in KRS 81A.430. The parcel to be annexed is more particularly described as follows:

Beginning at a point on the southeast right of way line of U. S. Highway 42, said point being the west corner of the Erpenbeck property (Deed Book 114, Page 487); thence with the boundary line of said Erpenbeck property S41 50'E 276.85 feet

Thence S86 30'E 321.50 feet ✓

Thence S12 15'E 3,206.0 feet ✓

Thence S87 00'E 1147.0 feet ✓

Thence S4 00'W 1015 feet ✓

Thence N74 00'E 713 feet to a corner with the Erpenbeck property (Deed Book 247 page 143); thence with the boundary of said Erpenbeck property S5 07'W 988.0 feet S68 30'E 1801.5 feet thence N64 00'W 340.0 feet to a point, said point being 187 feet north of Mt. Zion Road; thence leaving said Erpenbeck property line and running parallel to and 187 feet north of the centerline of

Mt. Zion Road, S88 30'E, 497 feet to a point on the east boundary line of said Erpenbeck property, thence with the east boundary line of said Erpenbeck S3 20'W 128 feet;

Thence S33 30'E 536.4 feet;

Thence S32 40'E 719.4 feet;

Thence S32 30'E 831.0 feet;

Thence S41 20'E, 664.1 feet to a common corner with the Erpenbeck property (Deed Book 114 page 487); thence with the boundary line of said Erpenbeck property N16 15'W, 1050 feet to a corner of the Erpenbeck property (Deed Book 134 page 154); thence with the boundary of said property N76 15'E, 1092 feet;

Thence N13 30'W 643.5 feet;

Thence N10 30'E, 214.9 feet;

Thence N14 00'W, 412 feet;

Thence N27 40'W, 314.2 feet;

Thence N25 00'W, 471.9 feet;

Thence N54 30'W, 500 feet;

Thence N43 00'W, 433 feet;

Thence N27 00'E, 350 feet;

Thence N47 00'E, 100 feet;

Thence N26 30'W, 634.9 feet;

Thence N39 00'W, 590 feet more or less, to a point on the centerline of U. S. Highway 42; thence southwestwardly with said centerline, approximately 3,950 feet to a point, said point being opposite the southwest corner of the Erpenbeck property (Deed Book 125 page 318); thence S71 15'E, 30 feet more or less, to a point on the south right of way line of said U. S. Highway 42; thence with said south right of way line, northeastwardly 415 feet more or less to the point of beginning.

#### SECTION IV

That the question of this annexation shall be submitted to the qualified voters contained in said portion of the City of Union to be annexed at the next regular election.

#### SECTION V

Following second reading and due publication of this Ordinance, the Mayor and other appropriate officials of the City are hereby authorized and directed to make such certifications and perform such other duties or

functions as are necessary to comply with the requirements of KRS Chapter 81A and to effectuate the annexation herein intended.

PASSED AND APPROVED ON FIRST READING THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 1983.

PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1983.

APPROVED:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK