

ORDINANCE NO. 99-005

AN ORDINANCE ANNEXING TO INCORPORATED TERRITORY OF THE CITY OF UNION, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY OF UNION AND BEING IN THE AREA COMMONLY REFERRED TO AS A PART OF THE HEMPSTEAD SUBDIVISION, CONTAINING 28.211 ACRES MORE OR LESS, SAID TERRITORY LYING SOUTHEAST OF THE PRESENT CORPORATE LIMITS OF THE CITY OF UNION, KENTUCKY.

WHEREAS, the City Commission for the City of Union passed Ordinance No. 98-006 proposing to annex certain unincorporated territory lying to the southeast of the area known as the Hempsteade Subdivision tract, which is currently within the boundaries of the City of Union, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, is the sole owner of the land herein proposed for annexation, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, consented to annexation of the said 28.211 acre tract, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, as sole owner of the subject land, waived the Statutory sixty (60) day period in which to file objection and consented to the annexation of said land by the City of Union, and

WHEREAS, the area hereby annexed is contiguous to the present boundaries of the City of Union.

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

Section I

That the requirements of the Kentucky Revised Statutes having been met in all respect, the hereinafter described territory, the same having been contemplated for annexation under the ANNEXATION AGREEMENT dated the 1st day of March, 1999 between THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, and the City of Union, and which property is contiguous to and adjoins the present City of Union boundaries is annexed to and made a part of the incorporated territory of the City of Union, Kentucky, to wit:

The said territory hereby proposed to be annexed is bounded and described as follows, to wit:

Located generally in Boone County, Kentucky, abutting and contiguous with the present City Limits of the

City of Union, Kentucky (September 1, 1998) on the South and East thereof and comprising parts of Group number 2056 as shown on the official group system map in the county clerk's office as prepared by Viox & Viox, Inc. Consulting Engineers & Surveyors and described thus:

A parcel of land lying near the southerly side of Mt. Zion Road and near the westerly side of Hempsteade Drive, in Boone County, and being more particularly described as follows:

BEGINNING at a point, said point being the most northwesterly corner of Lot 2, Hempsteade Subdivision, Section 1, Block A, and running thence:

S 46-28-26 E, a distance of 192.30 feet, to a point, thence
S 55-27 E, a distance of 1200.00 feet, to a point, thence
S 76-35-30 W, a distance of 259.60 feet, to a point, thence
S 52-24-30 W, a distance of 400.00 feet, to a point, thence
S 37-20 W, a distance of 178.52 feet, to a point, thence
N 58-06-25 W, a distance of 1157.50 feet, to a point, thence
S 31-53-35 W, a distance of 12.00 feet, to a point, thence
N 58-06-25 W, a distance of 185.00 feet, to a point, thence
N 31-53-35 E, a distance of 565 feet, to a point, thence
N 22-40-21 E, a distance of 353.68 feet, to a point, thence
N 50-17-18 E, a distance of 358.06 feet, to a point, thence
S 1-42-30 W, a distance of 475.00 feet, to the place of beginning, and containing 28.211 acres, more or less.

Section II

The above described territory shall become part of the City of Union for all purposes upon passage of this ordinance. The City of Union elects not to establish or change the existing zoning from new territory annexed as heretofore described, thus allowing the land use restrictions for said territory to remain as it is presently zoned.


Section III

If any section, subsection, sentence, clause, phrase or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining provisions hereof.

PASSED AND APPROVED ON FIRST READING THIS 10TH DAY OF MAY, 1999.

PASSED AND APPROVED ON SECOND READING THIS 18TH DAY OF MAY, 1999.

Same to become effective when published to KRS Chapter 424.




EDDIE JOHNSON, MAYOR PRO TEM

ATTEST:


KATHY PORTER, CITY CLERK

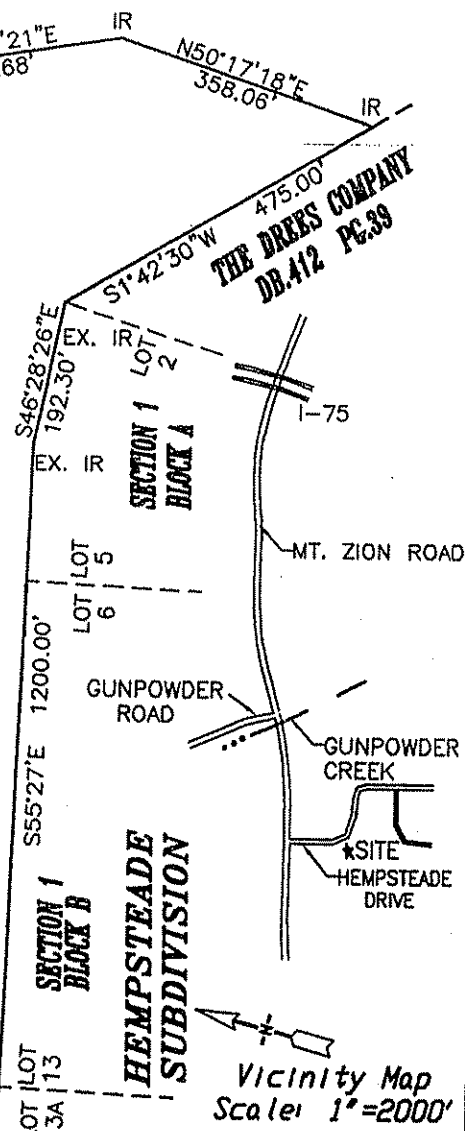
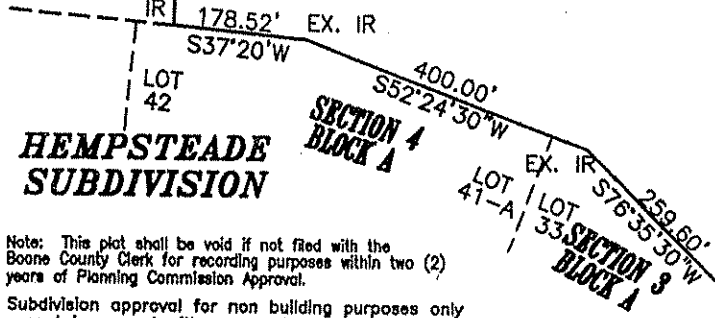
PREPARED BY:


GREG D. VOSS
WARE, BRYSON, WEST & KUMMER
157 Barnwood Drive
Edgewood, Kentucky 41017
(606) 341-0255

REMAINING LAURA B. LEWIS
IRREVOCABLE TRUST
DB. 636 PG. 72
(94.086 Ac. REMAINING)

This parcel, in and of itself, does not meet
the existing Boone County zoning regulations
for use as a buildable site.
Date 4-22-98 Current Zoning SR-1
GVS

28.211 Ac.
PARCEL
TO BE
CONVEYED
TO THE
DREES
COMPANY



Vicinity Map
Scale 1"=2000'

STATE OF KENTUCKY
WILLIAM R. VIOX
1781
REGISTERED
LAND SURVEYOR

Note: This plat shall be void if not filed with the Boone County Clerk for recording purposes within two (2) years of Planning Commission Approval.

Subdivision approval for non building purposes only except in accord with approved plans for Hempsteade Subdivision Phase J with restrictions/conditions of record or on file at planning commission offices.

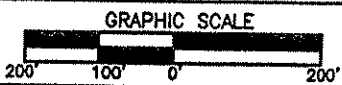
D13 691118.

FOR NON-BUILDABLE LOTS
LAND SURVEYOR'S CERTIFICATE
I certify that this plat of land in an of itself does not meet the current zoning regulations for use and is being transferred for non-building purposes.
[Signature] 4/7/98
Date

LAND SURVEYOR'S CERTIFICATE
"I certify that this plat depicts a survey made by me or under my supervision in accordance with the Kentucky Minimum Surveying Standards, and complies with all requirements of the Boone County Zoning and Subdivision Regulations, and that dedicated areas including public ways or streets are currently owned by the property owner."
4/7/98 [Signature]
DATE

BOONE COUNTY PLANNING COMMISSION APPROVAL CERTIFICATE
Approved for recording the transfer of property only by the Boone County Planning Commission this 22 day of April 19 98.
[Signature]

28.211 Ac. PARCEL TO BE
CONVEYED BY
THE LURA B. LEWIS IRREVOCABLE TRUST
TO THE DREES COMPANY
BOONE CO., KY.
SCALE 1"= 200' APRIL 7, 1998



P & Z Code No. 3156
VIOX & VIOX INC.
CONSULTING ENGINEERS & SURVEYORS
486 ERLANGER ROAD
ERLANGER, KENTUCKY 41018
PHONE:(806) 727-3293

ORD.
99-005

The Boone County

ORDINANCE NO. 29-1805

AN ORDINANCE ANNEXING TO INCORPORATED TERRITORY OF THE CITY OF UNION, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY OF UNION AND BEING IN THE AREA COMMONLY REFERRED TO AS A PART OF THE HEMPSTEADE

AN ORDINANCE ANNEXING TO INCORPORATED TERRITORY OF THE CITY OF UNION, KENTUCKY, CERTAIN UNINCORPORATED TERRITORY ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY OF UNION AND BEING IN THE AREA COMMONLY REFERRED TO AS A PART OF THE HEMPSTEADE SUBDIVISION, CONTAINING 28.211 ACRES MORE OR LESS, SAID TERRITORY LYING SOUTHEAST OF THE PRESENT CORPORATE LIMITS OF THE CITY OF UNION, KENTUCKY.

WHEREAS, the City Commission for the City of Union passed Ordinance No. 98-006 proposing to annex certain unincorporated territory lying to the southeast of the area known as the Hempsteade Subdivision tract, which is currently within the boundaries of the City of Union, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, is the sole owner of the land herein proposed for annexation, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, consented to annexation of the said 28.211 acre tract, and

WHEREAS, THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, as sole owner of the subject land, waived the Statutory sixty (60) day period in which to file objection and consented to the annexation of said land by the City of Union, and

WHEREAS, the area hereby annexed is contiguous to the present boundaries of the City of Union.

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

Section I

That the requirements of the Kentucky Revised Statutes having been met in all respect, the hereinafter described territory, the same having been contemplated for annexation under the ANNEXATION AGREEMENT dated the 1st day of March, 1999 between THE DREES COMPANY, a Kentucky Corporation, by and through DAVID G. DREES, its president, and the City of Union, and which property is contiguous to and adjoins the present City of Union boundaries is annexed to and made a part of the incorporated territory of the City of Union, Kentucky, to wit:

The said territory hereby proposed to be annexed is bounded and described as follows, to wit:

Located generally in Boone County, Kentucky, abutting and contiguous with the present City Limits of the

City of Union, Kentucky (September 1, 1998) on the South and East thereof and comprising parts of Group number 2056 as shown on the official group system map in the county clerk's office as prepared by Viox & Viox, Inc. Consulting Engineers & Surveyors and described thus:

A parcel of land lying near the southerly side of Mt. Zion Road and near the westerly side of Hempsteade Drive, in Boone County, and being more particularly described as follows:

BEGINNING at a point, said point being the most northwesterly corner of Lot 2, Hempsteade Subdivision, Section 1, Block A, and running thence:

- S 46-28-26 E, a distance of 192.30 feet, to a point, thence
- S 55-27 E, a distance of 1200.00 feet, to a point, thence
- S 76-35-30 W, a distance of 259.60 feet, to a point, thence
- S 52-24-30 W, a distance of 400.00 feet, to a point, thence
- S 37-20 W, a distance of 178.52 feet, to a point, thence
- N 58-06-25 W, a distance of 1157.50 feet, to a point, thence
- S 31-53-35 W, a distance of 12.00 feet, to a point, thence
- N 58-06-25 W, a distance of 185.00 feet, to a point, thence
- N 31-53-35 E, a distance of 565 feet, to a point, thence
- N 22-40-21 E, a distance of 353.68 feet, to a point, thence
- N 50-17-18 E, a distance of 358.06 feet, to a point, thence
- S 1-42-30 W, a distance of 475.00 feet, to the place of beginning, and containing 28.211 acres, more or less.

Section II

The above described territory shall become part of the City of Union for all purposes upon passage of this ordinance. The City of Union elects not to establish or change the existing zoning from new territory annexed as heretofore described, thus allowing the land use restrictions for said territory to remain as it is presently zoned.

Section III

If any section, subsection, sentence, clause, phrase or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining provisions hereof.

PASSED AND APPROVED ON FIRST READING THIS 10th DAY OF MAY, 1999.

PASSED AND APPROVED ON SECOND READING THIS 18th DAY OF May, 1999.

Same to become effective when published to KRS Chapter 424.

ATTEST:

Kathy Porter
KATHY PORTER, CITY CLERK

Eddie Johnson Mayor Pro Tem
EDDIE JOHNSON, MAYOR PRO TEM

PREPARED BY:

Greg D. Voss
GREG D. VOSS
WARE, BRYSON, WEST & KUMMER
157 Barnwood Drive
Edgewood, Kentucky 41017
(606) 341-0255