

**CITY OF WALTON, KENTUCKY
ORDINANCE NO. 2002 - 17**

AN ORDINANCE OF THE CITY OF WALTON, KENTUCKY APPROVING AND ADOPTING A ZONING CLASSIFICATION FOR CERTAIN PROPERTY THAT HAS BEEN PROPOSED FOR ANNEXATION TO THE CITY OF WALTON, KENTUCKY AND ANNEXING THE SAME PROPERTY TO THE INCORPORATED TERRITORY OF THE CITY OF WALTON, KENTUCKY. (PROPERTY: 1.0 ACRE SITE OWNED BY ROY NICKELL AND OLLIE NICKELL LOCATED AT 441 BEAVER ROAD, BOONE COUNTY, KENTUCKY).

WHEREAS, the City of Walton, Kentucky is considering annexation of certain property located at 441 Beaver Road in Boone County, Kentucky; and

WHEREAS, the owners of record of such land have consented in writing to the annexation of their property; and

WHEREAS, the City of Walton, Kentucky is a legislative body member of the Boone County Planning Commission, a joint county-wide planning unit or commission established under Chapter 100 of the Kentucky Revised Statutes; and

WHEREAS, the Boone County Planning Commission as the Planning Unit for the City of Walton, Kentucky has previously established the zoning for said property; and

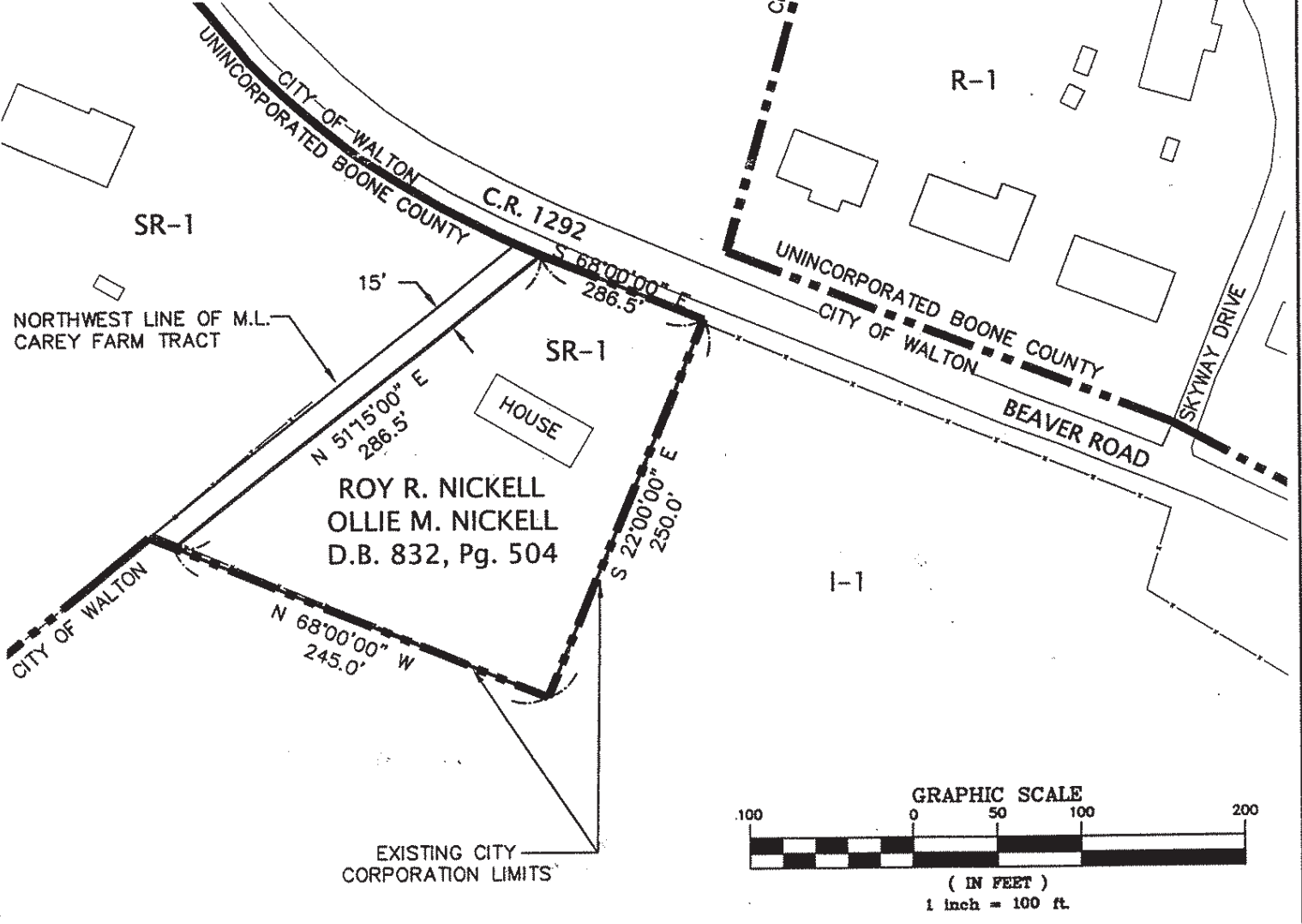
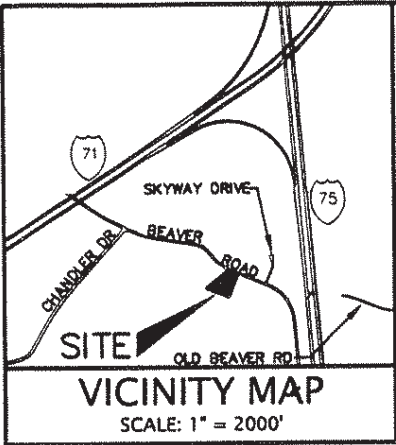
WHEREAS, neither the owners of the property nor the City of Walton, Kentucky have requested a change in zoning of the property;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WALTON, KENTUCKY, as follows:

SECTION I

A certain property owned by Roy Nickell and Ollie Nickell located at 441 Beaver Road in Boone County, Kentucky, such property being considered for annexation to the City of Walton, Kentucky, shall not be rezoned and the current zoning of Suburban Residential One (SR-1) shall not be changed on the 1.0 acre tract upon annexation. The real estate which is the subject of this approval, adoption and annexation is more particularly described in DEED BOOK 832, PAGE 504 (as supplied by the applicant) in the Boone County Clerk's office at Burlington, Kentucky.

EXHIBIT "A"



PROPOSED ANNEXATION TO THE CITY OF WALTON

BY
ROY R. AND OLLIE NICKELL
 411 BEAVER ROAD
 WALTON, KENTUCKY 41094

CARDINAL
 ARCHITECTURE
 ENGINEERING
 LAND SURVEYING

ONE MOOCK ROAD
 WILDER, KENTUCKY
 41071 (859) 581-9600

DRAWN BY:	AED
DATE:	9-6-02
SCALE:	1" = 100'
FILE NO.	90-198

EXHIBIT "B"

Legal Description

Group No. 2077A

Lying and being in Boone County and located generally on the Southwest side of the Walton-Beaverlick Rural Highway No. 1292, about 0.3 mile West of Walton and described thus:

BEGINNING at the intersection of the Southwest right-of-way line (20 feet from centerline) of the said rural highway with a line 15 feet Southeast at right angles of the Northwest property line of the M. L. Carey (Cary) farm tract (of which this lot is a part); thence along said right-of-way line S. 68 E. 105 feet; thence S. 22 W. 250 feet; thence N. 68 W. 245 feet to a point 15 feet southeast of right angles of the Northwest line of the M.L. Carey (Cary) farm, thence along a line parallel to the 15 feet distance at right angles of said line N. 51 - 15 E. 286.5 feet to the place of beginning, containing one (1) acre.

Subject to conditions, covenants, restrictions, right of ways and easements, in existence, including but not limited to those in prior instruments of record; legal highways and zoning ordinances.

Being the same property conveyed to Roy R. Nickell and Ollie M. Nickell by deed recorded in Deed Book 832, Page 504 on July 16, 2002 in the records of the Boone County Clerk at Burlington, KY.

CERTIFICATION OF CITY CLERK

I, Peggy Gray, hereby certify that I am the duly qualified City Clerk of Walton, Kentucky, that the foregoing Ordinance is a true copy of an Ordinance given its first read on October 14, 2002; given its second reading and enacted by City Council on November 11, 2002; that Ordinance 2002-17 has been published as required by law; that said meetings were duly held in accordance with applicable requirements of Kentucky laws, including KRS 61.810, 61.815, 61.820 and 61.825; that a quorum was present at each said meetings; that said Ordinance has not been modified, amended or repealed, and is now in full force and effect, and that Ordinance 2002-17 appears as a matter of public record in the City of Walton Ordinance Book.

IN WITNESS WHEREOF, I have hereto set my hand as City Clerk and the official seal of the City of Walton, Kentucky, on this 6th day of December, 2002.


Peggy Gray, City Clerk

