

**CITY OF WALTON, KENTUCKY  
ORDINANCE NUMBER 2003 – 06**

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: 1.9805 ACRE SITE OWNED BY LONNIE WAYNE CHEEKS AND BETTY JANE CHEEKS LOCATED AT 540 BEAVER ROAD, BOONE COUNTY, KENTUCKY).

WHEREAS, the City of Walton, Kentucky is considering annexation of certain property located at 540 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 ONE**

A certain property owned by Lonnie Wayne Cheeks and Betty Jane Cheeks located at 540 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 1.9805 acre tract upon annexation. The real estate which is the subject of this approval, adoption and annexation is more particularly described in DEED BOOK 287, Page 15 (as supplied by the applicant) in the Boone County Clerk's Records at Burlington, Kentucky.

## SECTION TWO

The unincorporated territory described in Exhibits "A" and "B", attached hereto and incorporated herein by reference as if fully set out herein, is annexed and made a part of the corporate territory of the City of Walton, Kentucky for all purposes.

## SECTION THREE

This Ordinance and the Boone County Zoning Regulations, including the zoning map, adopted and approved, and their parts, sections, subsections, clauses, and provisions are hereby declared to be severable. If a Court having jurisdiction invalidates any part, section, subsection, clause, or provision of this Ordinance or the Boone County Planning and Zoning Regulations, including the Boone County Zoning Map, all other parts, sections, clauses, or provisions shall remain valid and effective, as they are severable.

## SECTION FOUR

This Ordinance shall be in full force and effect after adoption and publication in accordance with applicable law.

APPROVED AND PASSED on first reading by four (4) Members of City Council on the 5<sup>th</sup> day of June, 2003.

APPROVED AND PASSED on second reading by six (6) Members of City Council on the 9<sup>th</sup> day of June.

DATE OF PUBLICATION: June 19, 2003.

Approved: \_\_\_\_\_

  
Phillip W. Trzop, Mayor

Attest: \_\_\_\_\_

  
Peggy Gray, City Clerk

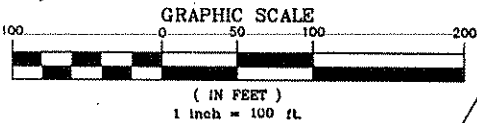
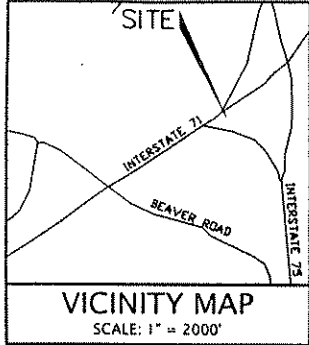
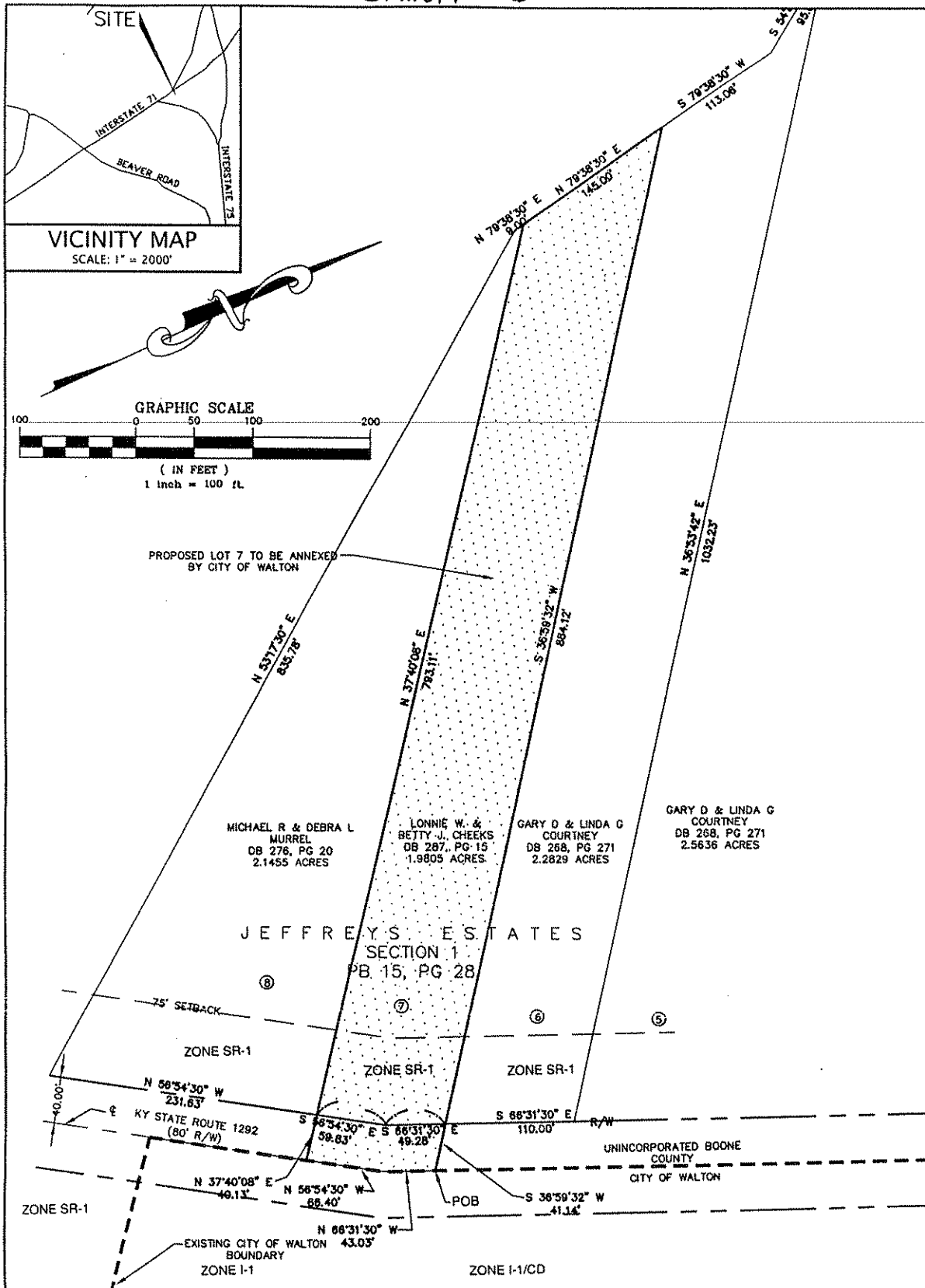
EXHIBIT A

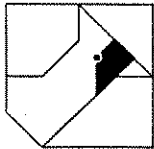
Group # 1352

BEING ALL OF LOT 7 OF THE JEFFEREY'S ESTATE SUBDIVISION AS SHOWN ON PLAT RECORDED IN PLAT BOOK 15, PAGE 28 OF THE BOONE COUNTY CLERK'S RECORDS AT BURLINGTON, KENTUCKY.

BEING THE SAME PROPERTY CONVEYED FROM CHRISTOPHER ASLIP AND JUDY ASLIP TO LONNIE WAYNE CHEEKS AND BETTY JANE CHEEKS BY DEED RECORDED JULY 22, 1981 , IN BOOK 287, AT PAGE 15, IN THE REGISTER'S OFFICE OF BOONE COUNTY, KENTUCKY.

Exhibit "B"

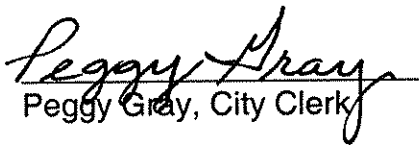


 <b>CARDINAL</b> ARCHITECTURE ENGINEERING LAND SURVEYING	<b>CITY OF WALTON</b> <b>ANNEXATION DRAWING</b> State Rte.1292 ( aka Beaver Road), City of Walton County of Boone, State of Kentucky		PROJECT MANAGER: DRW
			DRAWN BY: JJP
			DATE: 5-23-03
			SCALE: 1" = 100'
			FILE NO. 90-198
ONE MOOCK ROAD WILDER, KENTUCKY 41071 (859) 581-9600			

## 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 June 5, 2003; given its second reading and enacted by City Council on June 9, 2003; that Ordinance 2003-06 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 2003-06 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 11<sup>th</sup> day of June, 2003.

  
Peggy Gray, City Clerk

