

CITY OF WALTON, KENTUCKY
ORDINANCE NO. 2007- 02

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY OF APPROXIMATELY 7.5 ACRES IN BOONE COUNTY LOCATED AT 150 OLD NICHOLSON ROAD INCLUDING APPROXIMATELY 508 FEET OF OLD NICHOLSON ROAD.

WHEREAS, the City of Walton, Kentucky, being the owner of record of the hereinafter described real property has requested that the City of Walton annex the real property and, pursuant to KRS 81A.412, said owner has given written consent to such annexation; and,

WHEREAS, the City of Walton has determined that it is desirable to annex the real property; and,

WHEREAS, the Boone County Planning Commission has previously established the zoning for the real property; and,

WHEREAS, neither the owner of the property nor the City of Walton 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

The City of Walton finds that the real property meets the requirements of KRS 81A.410, in that it is contiguous to the boundaries of the City, it is suitable for development for urban purposes without unreasonable delay, and it is not included within the boundary of another incorporated city.

SECTION TWO

The 7.557 acre parcel to be annexed, consisting of 6.9812 acres owned by the City of Walton, Kentucky located generally on the north perimeter of the City of Walton between the Louisville and Nashville Railway on the west and the Cincinnati Southern Railway and Old Nicholson Road on the east, with an address of 150 Old Nicholson Road, and 508.15 ft. of Old Nicholson Road contiguous to the 6.9812 acre parcel, all of which is more particularly described on Exhibit "A" attached hereto and incorporated herein by reference, is annexed and made a part of the corporate territory of the City of Walton, Kentucky for all purposes.

Exhibit "A"

ANNEXATION DESCRIPTION

Gaines Tavern & Walton Nicholson Road

Being located Lying in Boone County, Kentucky on the north perimeter of the city of Walton and being land bounded on the west by the Louisville and Nashville Railway and on the east by the Cincinnati Southern Railway and Old Walton Nicholson Road and being more particularly described as follows:

BEGINNING at a point in the existing Walton Boundary Line in the west right of way of Old Walton Nicholson Road and the north line of Bert Parker Subdivision (plat book 1 page 120) at a set ½" steel rebar with plastic cap stamped "J.G.K. 3663", said point being 25 feet from the centerline of the road;

Thence along the existing Walton Boundary Line and the north line of said subdivision North 62° 30' 35" West a distance of 225.39' to a set ½" steel rebar with plastic cap stamped "J.G.K. 3663" in the east right of way line of the Louisville and Nashville Railway, said point being 33 feet from the centerline of the rail;

Thence along the existing Walton Boundary Line along the east right of way of the railway the following two (2) calls:

North 08° 02' 41" East a distance of 769.74 feet to a set ½" steel rebar with plastic cap stamped "J.G.K. 3663";

Along a curve to the right with a radius of 1467.00 feet ($\Delta=23^{\circ}48'58''$, Chord Bearing of North 19° 57' 11" East a chord distance of 605.41 feet) an arc distance of 609.79 to a point in the south right of way of State Route #16 from which a recovered concrete R/W monument bears South 31° 04' 23" West a distance of 1.03 feet;

Thence leaving the existing Walton Boundary line along the right of way of State Route #16 South 71° 16' 35" East a distance of 55.52 feet to a point from which a recovered concrete R/W monument bears South 27° 00' 06" West a distance of 0.66' in the west right of way line of the Cincinnati Southern Railway, said point being 50 feet from the centerline of the rail;

Thence along said right of way South 00° 45' 00" East a distance of 587.15 feet to a set ½" steel rebar with plastic cap stamped "J.G.K. 3663" in the northeast right of way corner of Old Walton Nicholson Road;

Thence along the right of way of said road the following seven (7) calls:

South 84° 15' 00" West a distance of 3.27 feet to a set ½" steel rebar with plastic cap stamped "J.G.K. 3663";

South 04° 06' 54" East a distance of 32.28 feet to a point;

Along a curve to the right with a radius of 1225.00 feet ($\Delta=13^{\circ}09'36''$, Chord Bearing of South $02^{\circ}27'55''$ West a chord distance of 280.75 feet) an arc distance of 281.36 feet to a set $\frac{1}{2}$ " steel rebar with plastic cap stamped "J.G.K. 3663";

South $09^{\circ}02'43''$ West a distance of 194.49 feet to a point in the existing Walton Boundary Line;

Thence North $80^{\circ}57'17''$ West a distance of 50.00 feet with the existing Walton Boundary line to a point in the westerly right of way;

South $09^{\circ}02'43''$ West a distance of 163.70 feet to a point in the existing Walton Boundary Line;

Along a curve to the right with a radius of 575.00 feet ($\Delta=18^{\circ}02'48''$, Chord Bearing of South $18^{\circ}04'06''$ West a chord distance of 180.36 feet) an arc distance of 181.11 feet to point of BEGINNING.

Said parcel contains 7.557 acres.

Being the same property conveyed to the City of Walton, Kentucky by deed recorded in Deeb Book 927, Page 23 of the Boone County Clerks Records at Burlington and the adjoining Walton Nicholson Road right of way. Said herein description being a result of a field survey by Cardinal Engineering Corporation under the direct supervision of Joseph G. Kramer, P.L.S. #3663 on October 12th, 2006. The bearing of this description are based on a survey by John W. Hawes recorded in D.B. 443 P.G. 106 and dated October 1989.

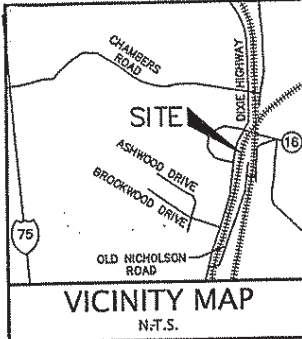
I hereby certify that I am a duly qualified and Licensed Kentucky Surveyor in accordance with KRS 322 and that this plat depicts a survey performed by me, or under my direct supervision, in accordance with the Code of Professional Practice and Conduct for Professional Engineers and Professional Surveyors, by the method of random traverse on October 12, 2006. The unadjusted precision ratio of the traverse was 1:25,921 and was adjusted for closure. The survey shown hereon is a Class A survey and the accuracy and precision of said survey meets all the specifications of this class. This plat meets or exceeds the minimum requirements of 201 KAR 18.150.

Joseph G. Kramer

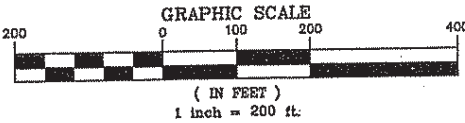
P.L.S. 3663

Date

NOTE: ● PIN SET is a 1/2" rebar with plastic cap stamped "J.G.K. KY 3663"



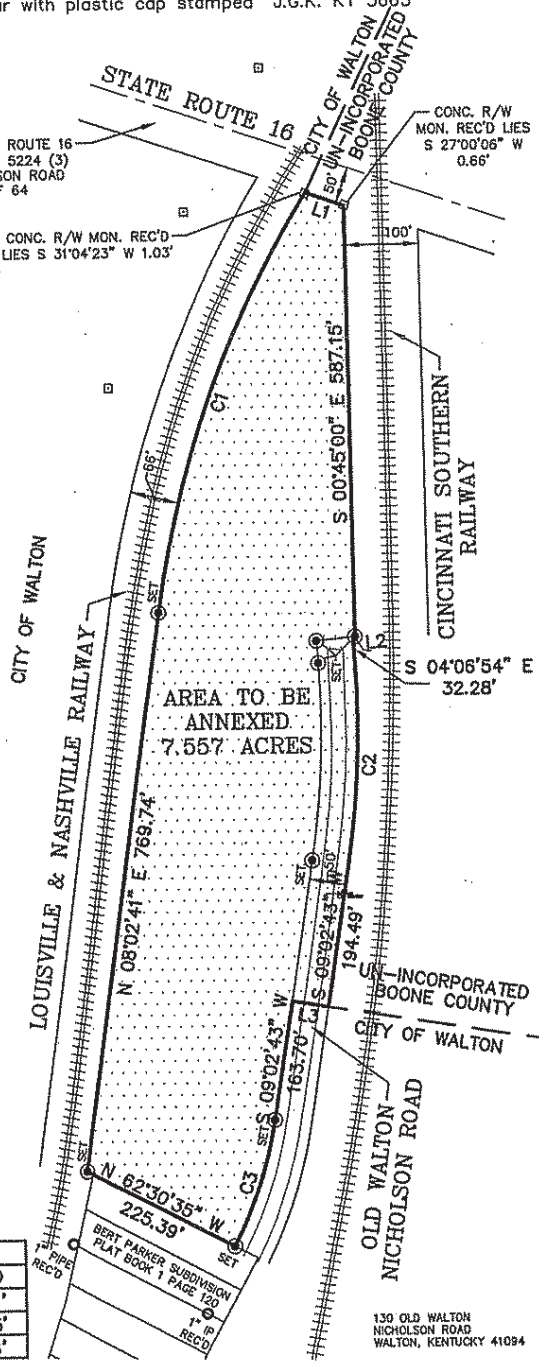
BEARINGS BASED ON SURVEY BY JOHN W. HAVES RECORDED IN D.B. 443 PG. 106



RELOCATED STATE ROUTE 16
KDOT PLANS BRS 5224 (3)
WALTON-NICHOLSON ROAD
SHEET 5 OF 64

CONC. R/W MON. REC'D
LIES S 31°04'23" W 1.03'

CONC. R/W
MON. REC'D LIES
S 27°00'06" W
0.66'



LINE TABLE		
LINE	BEARING	LENGTH
L1	S 71°16'35" E	55.52'
L2	S 84°15'00" W	3.27'
L3	N 80°57'17" W	50.00'

CURVE TABLE						
CURVE	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD	
C1	23°48'58"	1467.00'	609.79'	S 19°57'11" W	605.41'	
C2	13°09'36"	1225.00'	281.37'	N 02°27'55" E	280.75'	
C3	18°02'48"	575.00'	181.11'	N 18°04'06" E	180.36'	

CITY OF WALTON ANNEXATION PLAT
for
WALTON GAINES TAVERN HISTORY CENTER RESTORATION
City of Walton
County of Boone, State of Kentucky

CARDINAL
ARCHITECTURE
ENGINEERING
LAND SURVEYING

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

PROJECT MANAGER:	DRW
DRAWN BY:	SCS
DATE:	01-11-07
SCALE:	1" = 200'
FILE NO.	06-235

SECTION THREE

The current zoning of the real property shall remain unchanged until changed in accordance with the provisions of KRS Chapter 100.

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 6 Members of City Council on the 12TH day of February, 2007.

APPROVED AND PASSED on second reading by 6 Members of City Council on the 12TH day of MARCH, 2007.

DATE OF PUBLICATION: MARCH, 22nd, 2007.

APPROVED:



Phillip W. Krzop, Mayor

ATTEST:



Peggy Gray, City Clerk

CERTIFICATION OF CITY CLERK

I, Peggy Gray, hereby certify: that I am the duly qualified City Clerk of the City of Walton, Kentucky; that the foregoing Ordinance is a true copy of an Ordinance given its first read on February 12, 2007 and given its second reading and enacted by City Council on March 12, 2007; that Ordinance 2007-02 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 of said meetings; that said Ordinance has not been modified, amended or repealed, and is now in full force and effect; and that Ordinance 2007-02 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 12th day of March, 2007.


Peggy Gray, City Clerk