

RECEIVED AND FILED
DATE November 18, 2016

**CITY OF WALTON, KENTUCKY
ORDINANCE NO. 2016-07**

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature

AN ORDINANCE ANNEXING A 2.528 ACRE PARCEL OF REAL PROPERTY IN KENTON COUNTY LOCATED GENERALLY ON THE SOUTHWEST SIDE OF JONES ROAD.

WHEREAS, Omaha Enterprises, LLC, being the owner of record of real property containing 2.528 acres in Kenton County located generally on the southwest side of Jones Road, has requested, by and through Richard Knock, its manager, that the City of Walton annex said 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 that it is not included within the boundary of another incorporated city.

SECTION TWO

The real property owned by Omaha Enterprises, LLC, as described in Official Records Book I-3412, Page 63 and Official Records Book I-3633, Page 89 of the Kenton County Clerk's records (provided by the applicant), and which is more particularly described on Exhibit "A" attached hereto and incorporated herein by reference, is hereby annexed and made a part of the corporate territory of the City of Walton, Kentucky for all purposes.

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 3 Members of City Council on the 12th day of September, 2016.

APPROVED AND PASSED on second reading by 4 Members of City Council on the 3rd day of October, 2016.


DATE OF PUBLICATION: October 20, 2016.

APPROVED:



Mark S. Carnahan, Mayor

ATTEST:



Joyce Bryan, City Clerk

CERTIFICATION OF CITY CLERK

I, **Joyce Bryan**, 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 it's first reading on September 12, 2016 and given its second reading and enacted by City Council on October 3, 2016; that Ordinance 2016-07 has been published as required by law; that said meetings were duly held in accordance with applicable requirements of Kentucky law; 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 2016-07 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 16th day of November, 2016.



Joyce Bryan, City Clerk



VIOX & VIOX

Civil Engineers, Surveyors, and Landscape Architects

466 Erlanger Road
Erlanger, Kentucky 41018

Tel: 859.727.3293
Fax: 859.727.8452
www.vioxinc.com

Exhibit "A"

August 22, 2016

PARCEL TO BE ANNEXED BY WALTON, KENTUCKY DESCRIPTION OF 2.528 ACRES

Located in Walton, Kenton County, Kentucky, lying on the southwesterly side of Jones Road, southeast of Mary Grubbs Highway and is more particularly described as follows:

BEGINNING, at the most southerly common corner of Lora Brennen (Deed Book 914, Page 811, Boone County) and Omaha Enterprises, LLC (Record Book I-3633, Page 89);

THENCE, with said common line N36°15'47"E 165.01 feet to a point in the common corporation line of Walton and Unincorporated Kenton County;

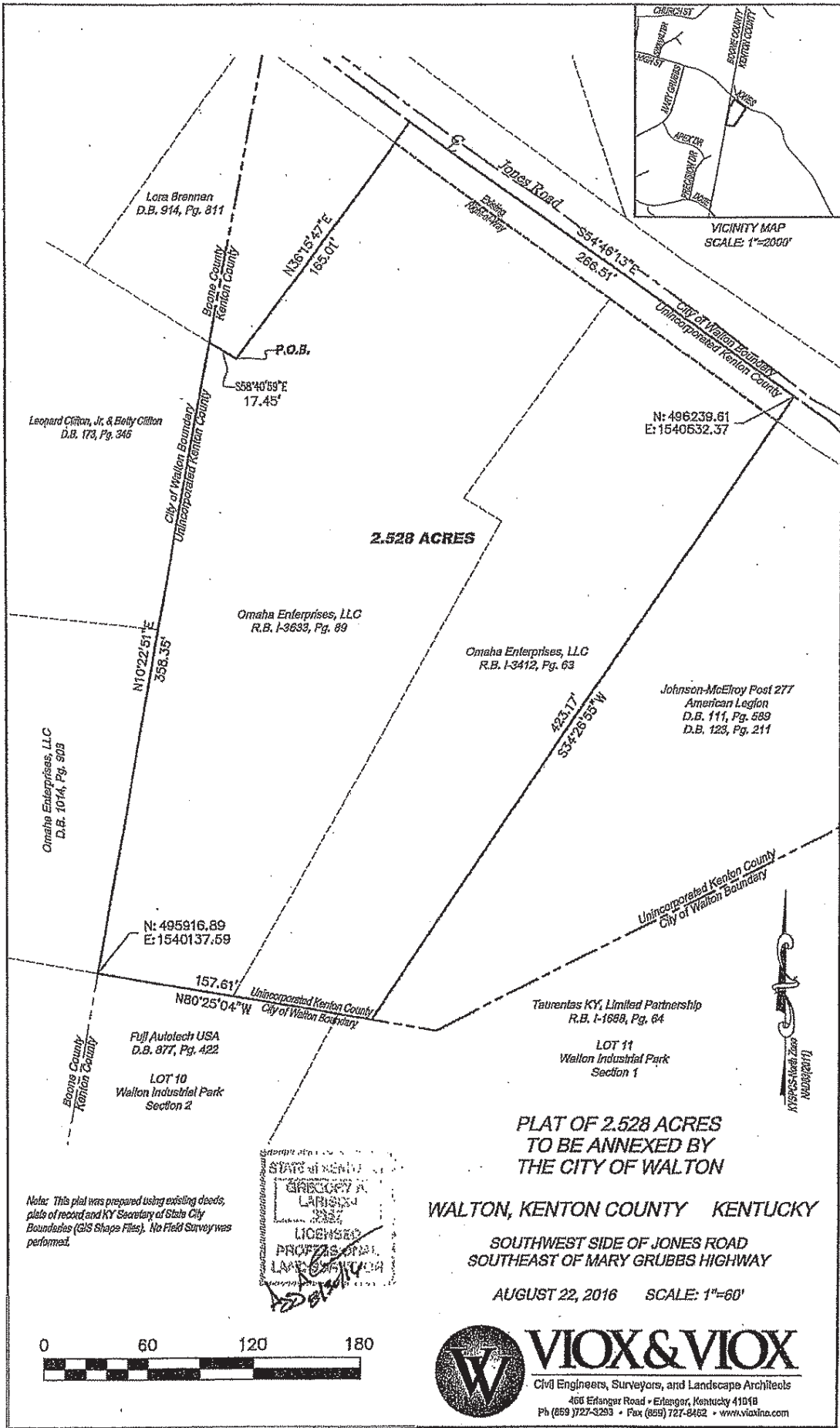
THENCE, with said common corporation line S54°46'13"E 266.51 feet to a point;

THENCE, leaving said common corporation line and with the common line of Omaha Enterprises, LLC and Johnson-McElroy Post 277 American Legion (Deed Book 111, Page 589 & Deed Book 123, Page 211) S34°26'55"W 423.17 feet to a point in a common line with Lot 11 of Walton Industrial Park, Section 1 and being in the common corporation line of Walton and Unincorporated Kenton County;

THENCE, with said common corporation line and with the common line of Omaha Enterprises, LLC, Lot 11 and Lot 10 of Walton Industrial Park, Section 2 N80°25'04"W 157.61 feet to a point;

THENCE, continuing with said common corporation line and with the common line of two parcels in the name of Omaha Enterprises, LLC (Record Book I-3633, Page 89, Kenton County & Deed Book 1014, Page 903, Boone County) and Leonard Clifton, Jr. & Betty Clifton (Deed Book 173, Page 345, Boone County), also being the common line of Boone County and Kenton County N10°22'51"E 358.35 feet to a point in a common line with Lora Brennen;

THENCE, leaving said county & corporation line and with the common line of Brennen and Omaha Enterprises, LLC S58°40'59"E 17.45 feet to the **POINT OF BEGINNING CONTAINING 2.528 ACRES**, more or less.



Note: This plat was prepared using existing deeds, plats of record and KY Secretary of State City Boundaries (GIS Shape Files). No Field Survey was performed.

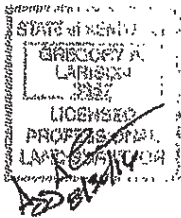


Exhibit "A"