

RECEIVED AND FILED
DATE Sept 23, 2005

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Karen M. Barto



CERTIFICATION

I, Karen M. Barto, City Clerk of the City of Alexandria, Kentucky, a municipal corporation of the fourth class, hereby certify, as custodian of the City records, that this copy is a true and correct copy of **Ordinance 2004-07**, which is lodged in the official City records.


KAREN M. BARTO

COMMONWEALTH OF KENTUCKY
COUNTY OF Campbell

13th The foregoing instrument was sworn to and acknowledged before me this 13th day of January, 2005, KAREN M. BARTO, City Clerk for the City of Alexandria, Kentucky, a municipal corporation of the fourth class.


NOTARY PUBLIC

My Commission Expires: 1-22-2007

My Jurisdiction Is: state at large

ORDINANCE NO. 2004-07

ORIGINAL

AN ORDINANCE OF THE CITY OF ALEXANDRIA, CAMPBELL COUNTY, KENTUCKY, ANNEXING THE CAMPBELL COUNTY BOARD OF EDUCATION PROPERTY CONSISTING OF 26.6028 ACRES AT GRANDVIEW ROAD AND KY 9 AA HIGHWAY.

WHEREAS, the Campbell County Board of Education is the Owner of 26.6028 acres of property contiguous to the City limits of the City of Alexandria, at Grandview Road and KY 9 AA Highway;

WHEREAS, pursuant to Kentucky Revised Statutes 81A.212, the Campbell County Board of Education has consented and requested the City of Alexandria to annex the property to the City; and

WHEREAS, The City of Alexandria hereby declares it desirable to annex the unincorporated territory to the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ALEXANDRIA, CAMPBELL COUNTY, KENTUCKY, AS FOLLOWS:

Section 1. The unincorporated territory which is the subject of this Ordinance, is 26.6028 acres of property owned by the Campbell County Board of Education, and is located at Grandview Road and KY 9 AA Highway.

Section 2. The unincorporated territory which is the subject of this Ordinance is described in Exhibit 'A', and is illustrated in Exhibit 'B', both attached to this Ordinance. The Exhibits accurately define the boundary of the unincorporated territory proposed to be annexed.

Section 3. The unincorporated territory which is the subject of this Ordinance in Exhibits 'A' and 'B', consists of 26.6028 acres of property, is contiguous to the City's boundaries at the time this annexation proceeding is begun and, by reason of present, potential or future population density, commercial, industrial, institutional, or governmental use of the land, or subdivision of land, is urban in character or suitable for development for urban purposes without unreasonable delay. The City hereby declares it desirable to annex the unincorporated territory. No part of the area to be annexed is included within the boundary of another incorporated city.

Section 4. Since the owner of record of the land to be annexed has given prior consent in writing to the annexation, the City shall not be required to enact the notification ordinance required by KRS 81A.420(1) or to comply with the notice requirements of KRS 81A.425, and it shall not be required to wait the sixty (60) day period provided for in KRS 81A.420(2) prior to enacting a final ordinance annexing the area. Pursuant to KRS 81A.412, the City does hereby enact this single ordinance finally annexing the land described in this ordinance.

ORIGINAL

Section 5. The property which is the subject of this ordinance, consisting of 26.6028 acres of property is hereby annexed into the City limits of the City of Alexandria, Campbell County, Kentucky, for all purposes.

Section 6. The City elects not to follow the procedure provided for in KRS 100.209 prior to the adoption of the ordinance of annexation, therefore the newly annexed territory shall remain subject to the same land use restrictions, if any, as applied to it prior to annexation until those restrictions are changed by zoning map amendments or other regulations in accordance with KRS Chapter 100.

Section 7. This ordinance shall be effective upon its adoption and approval according to law, and publication thereafter.


Section 8. All ordinances or parts of any ordinances in conflict herewith, to the extent of the conflict, if any, are hereby repealed.

Section 9. The foregoing Ordinance was read, passed and adopted by the Council of the City of Alexandria, Kentucky, meeting in special session on the 25thth day of March, 2004, and in regular session on the 1st day of April, 2004, with 4 Yes votes, -2- No votes, and -0- Abstentions, and was thereafter approved by the Mayor and order published in Summary according to law.

APPROVED:

By: 
MAYOR DANIEL M. MCGINLEY

ATTEST:

By: 
CLERK KAREN M. BARTO

PUBLISHED: 4-22-2004



JAMES W. BERLING ENGINEERING, PLLC

Land Surveying • Site Development • Civil Engineering Services • Land Planning

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ORIGINAL
KY License No. 5745
Land Surveyor License No. 356

March 24, 2004

LEGAL DESCRIPTION

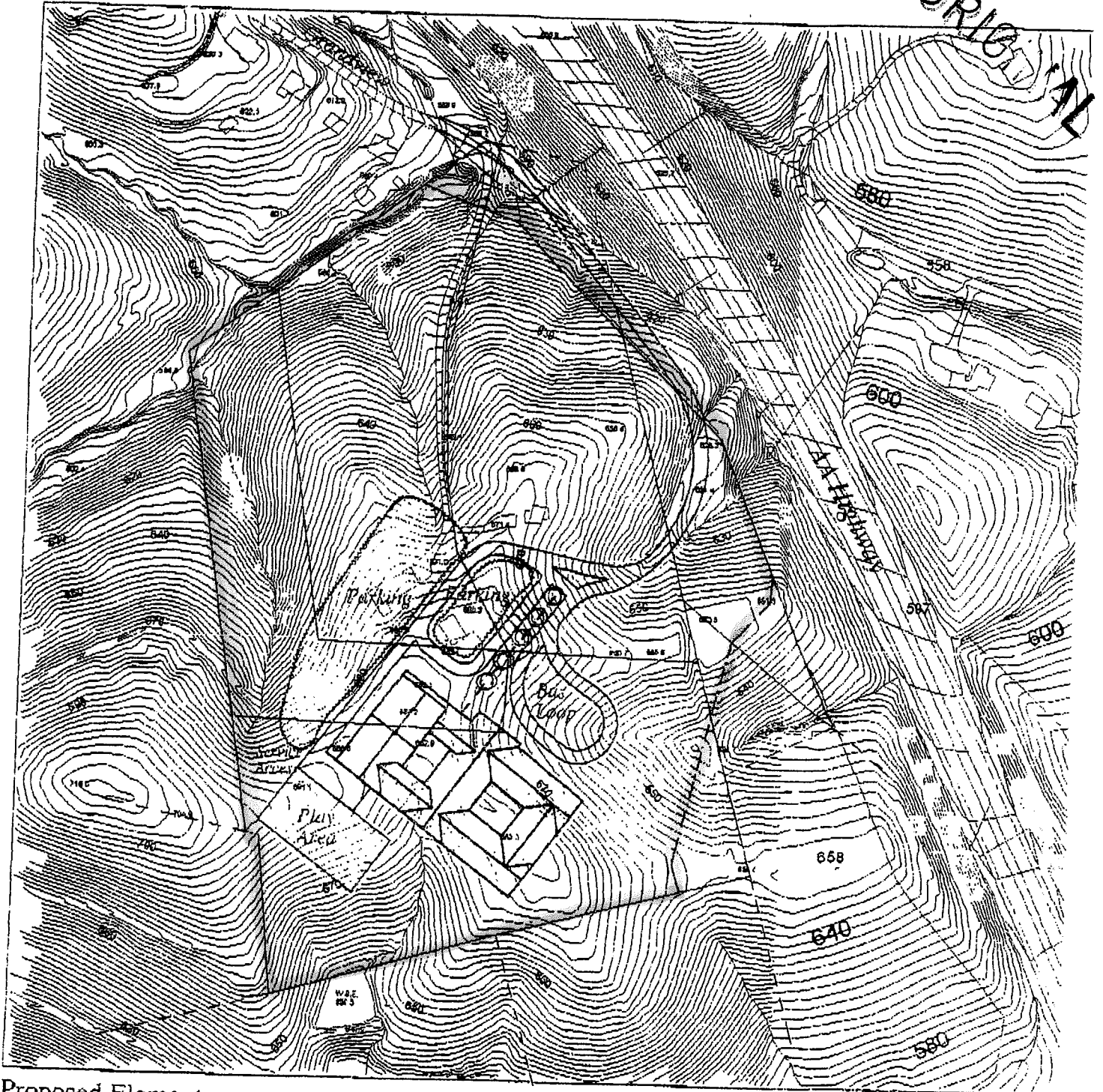
CAMPBELL COUNTY BOARD OF EDUCATION

Beginning at a point in the south line of the Campbell County Board of Education property, said point formerly being the southeast corner of the Morgans Crossing, L.L.C. property as described in Deed Book 255 at Page 259 of the Campbell County Clerk's records at Alexandria, Kentucky; thence along the south line of the Campbell County Board of Education, formerly the south line of Morgans Crossing, L.L.C., S-75°-42'-45"-W 475.56 feet and S-74°-40'-38"-W 424.58 feet to a point; thence along the west line of the Campbell County Board of Education property N-5°-54'-37"-W 282.46 feet, and N-78°-10'-28"-W 24.14 feet to a point; thence along the west line of the Campbell County Board of Education, crossing the former Morgans Crossing, L.L.C. property and running along the west line of the former Gary W. Mitchell property (Deed Book 249 at Page 326) N-8°-40'-11"-W 875.65 feet to the northwest corner of the Board of Education property; thence along the north line of the Board of Education property, formerly the north line of Gary W. Mitchell (Deed Book 249 at page 326) N-53°-02'-23"-E 516.35 feet to a point; thence along the westerly right of way line of AA Highway S-70°-16'-18"-E 183.69 feet, S-45°-32'-15"-E 281.62 feet, S-46°-33'-15"-E 269.92 feet, S-23°-50'-45"-E 566.93 feet and S-23°-50'-45"-E 33.99 feet to the southeast corner of the Campbell County Board of Education as purchased from Harold Steffen; thence S-72°-48'-00"-W along the south line of said Steffen parcel 231.33 feet to a point; thence S-16°-32'-01"-E along the east line of the 8.6609 acre tract (formerly Morgans Crossing, L.L.C.) 175.92 feet to the place of beginning.

Containing 26.6028 Acres

EXHIBIT 'A'
TO ORDINANCE
2004-07

ORIGINAL



Proposed Elementary
 School Site
 Campbell County Board of Education



1" = 200'-0"

Robert Ehmet Hayes & Assoc
 - Architects
 May 16, 2003

EXHIBIT 'B'
 TO ORDINANCE
 2004-07

Board of Education
Charles Eifert, Chairman
Steve Morris, Vice Chairman
Gary Combs, Member
Mike Combs, Member
Caryl Dunn, Member



Interim Superintendent
Diana Heidelberg
Assistant Superintendent
Linda Afford

Campbell County Schools

101 Orchard Lane
Alexandria, KY 41001
www.campbell.k12.ky.us

Board Attorney
Garry Edmondson

Phone: (859) 635-2173

Fax: (859) 448-2439

April 2, 2004

The following is an excerpt from the minutes of the April 1, 2004 meeting of the Campbell County Board of Education:

1387 Motion by Dunn, second by G. Combs that the Board authorize the Superintendent or Board Chair to proceed with voluntary annexation of the Board-owned property on Grandview Road into the city of Alexandria and that once annexed, Grandview Road shall be repaired, improved and maintained by the city of Alexandria, upon the recommendation of the Interim Superintendent.

VOTE: Morris-Yes; Dunn-Yes; G. Combs-Yes; Eifert-Yes; M. Combs-Absent
Motion Carried

Respectfully submitted,

A handwritten signature in cursive script that reads 'Diana Heidelberg'.

Diana Heidelberg, Secretary
CAMPBELL CO BOARD OF EDUCATION

**CONSENT TO ANNEXATION
CAMPBELL COUNTY BOARD OF EDUCATION**

The undersigned, is the property owner of the following property that has requested the City of Alexandria to annex the property, or portions thereof, into the corporate limits of the City: Approximately 26.6028+/- acres of land on Grandview Road and KY 9 AA Highway and more particularly described in attached Exhibit 'A'.

This Consent to Annexation has been duly authorized by resolution of the Campbell County Board of Education by and through Diana Heidelberg, its Superintendent on this 1st date of April 2004.

Property Owner:

CAMPBELL COUNTY
BOARD OF EDUCATION

Diana Heidelberg
By: Diana Heidelberg
Its: Superintendent

4/22/04

LEGAL NOTICE

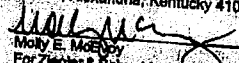
**NOTICE OF ADOPTION, TITLE AND SUMMARY OF
ALEXANDRIA ORDINANCE 2004 - 07**

I hereby certify that the following is the Title and Summary of Ordinance 2004 - 07 of the City of Alexandria, Campbell County, Kentucky, which was adopted on the 1st day of April, 2004:

**AN ORDINANCE OF THE CITY OF ALEXANDRIA, CAMPBELL COUNTY, KENTUCKY,
ANNEXING THE CAMPBELL COUNTY BOARD OF EDUCATION PROPERTY,
CONSISTING OF 26.8028 ACRES AT GRANDVIEW ROAD AND KY 9 AA HIGHWAY.**

The unincorporated property consists of 26.8028 acres, more particularly described in the exhibits to this Ordinance, and is contiguous to the City's boundaries at the time this annexation proceeding began. The City hereby declares it desirable to annex the unincorporated territory. No part of the area to be annexed is included within the boundary of another incorporated city. Since the owner of record of the land to be annexed has given prior consent in writing to the annexation, the City shall not be required to enact the notification ordinance required by KRS 81A.420(1) or to comply with the notice requirements of KRS 81A.425, and it shall not be required to wait the sixty (60) day period provided for in KRS 81A.420(2) prior to enacting a final ordinance annexing the area. Pursuant to KRS 81A.412, the City does hereby enact this single ordinance finally annexing the land described in this ordinance.

I, Molly E. McEvoy, an attorney licensed to practice law in the Commonwealth of Kentucky, for Ziegler & Schneider, P.S.C., City Attorney for the City of Alexandria, Campbell County, Kentucky, do hereby certify that this Notice of Adoption, Title and Summary of Ordinance 2004 - 07 was prepared by me, and that it represents an accurate description of the summary of the contents of the Ordinance. The full text of the Ordinance, and other information relative to the Ordinance, is on file at the office of the City Clerk, 400 West Main Street, Alexandria, Kentucky 41001.


Molly E. McEvoy
For Ziegler & Schneider, P.S.C., City Attorney

CITY OF ALEXANDRIA, KENTUCKY

ORDINANCE # 2004-07

COUNCIL ACTION:

Date of First Reading: 3/25/04

Date of Second Reading: 4/1/04

Vote Talley: 4-0-0

ROLL CALL:

	<u>YES</u>	<u>NO</u>	
BARBARA WEBER	<u>—</u>	<u>—</u>	<i>absent</i>
BOBBIE FARMER	<u>✓</u>	<u>—</u>	
STACEY GRAUS	<u>✓</u>	<u>—</u>	
DAVE HART	<u>✓</u>	<u>—</u>	
ELLIS LANG	<u>✓</u>	<u>—</u>	
JOHN STEIN	<u>—</u>	<u>—</u>	<i>absent</i>

APPROVAL BY MAYOR:

D. M. McGinley
Mayor Daniel M. McGinley

DATE: 4-2-04

ATTEST:

Karen J. Smith
Clerk of the City of Alexandria

DATE: 4-2-04

PUBLISHED: 04/22/04



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KY License No. 5745

Land Surveyor License KY 206

March 24, 2004

LEGAL DESCRIPTION

CAMPBELL COUNTY BOARD OF EDUCATION

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EXHIBIT 'A'
TO ORDINANCE
2004-07



Proposed Elementary
 School Site
 Campbell County Board of Education



1" = 200'-0"

Robert Ehmet Hayes & Assoc.
 - Architects
 May 16, 2003

EXHIBIT 'B'
 TO ORDINANCE
 2004-07

**MAP FOR
ORDINANCE NO. 2004-07**

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

To research the map, contact the
Office of Secretary of State
or the County Clerk.