

**CITY OF BELLEVUE
ORDINANCE NO. 2011-04-01**

**AN ORDINANCE ANNEXING TO THE CITY OF BELLEVUE,
UNINCORPORATED AREA OF 1.3558 ACRES, MORE OR LESS, LYING
ADJACENT AND CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE
CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY.**

WHEREAS, Kentucky Revised Statute 81A.410 authorizes and delegates city legislative bodies the authority to annex territories; and

WHEREAS, the City of Bellevue, found, pursuant to KRS 81A.410, that the herein described unincorporated territory was subject to annexation as it was adjacent and contiguous to the City of Bellevue's boundaries when the annexation proceeding began; and, by reason of the land's commercial, industrial, institutional, or governmental use, the land is urban in character and no part of the area to be annexed was included within the boundary of another incorporated city; and

WHEREAS, the City of Bellevue previously read, passed and published Ordinance 2010-09-02 and provided all required notices under KRS 81A.420 or as otherwise required to affected parties without any person objecting or requesting an election; and

WHEREAS, the appropriate amount of time for objection /appeal/remonstration to the intent to annex has passed without the City of Bellevue being notified of any such action;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BELLEVUE,
CAMPBELL COUNTY, KENTUCKY DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION I

That the City Council of the City of Bellevue, Campbell County, Kentucky, an incorporated city of the fourth class hereby annexes approximately 1.3558 acres of unincorporated territory as described in Exhibit "A", which is attached hereto and incorporated herein by reference and includes it within the territorial limits of the City of Bellevue, Campbell County, Kentucky.

RECEIVED AND FILED
DATE August 18, 2011

ELAINE N. WALKER
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Kandis Johnson

SECTION II

The City Council of the City of Bellevue finds that the aforementioned territory is by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, is urban in character or suitable for development for urban purposes without unreasonable delay.

SECTION III

The Bellevue City Council hereby declares that it is desirable to annex the territory as described in Exhibit "A" which is attached hereto and incorporated by reference and subject to this ordinance. The City has established the zoning for the new territory subject to this ordinance as reflected in Exhibit "B" attached hereto and incorporated herein.

SECTION IV

That any section, or part of any section, or any provision of this Ordinance which is declared invalid by a Court of appropriate jurisdiction, for any reason, such declaration shall not invalidate, or adversely affect, the remainder of this ordinance.

SECTION V

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

SECTION VI

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

SECTION VII

This ordinance may be read and published in summary.

SECTION VIII

That this ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published and effective upon publication.

PASSED AND APPROVED the 11 day of may 2011.


EDWARD RIEHL, MAYOR

ATTEST:

Mary H. Scott
MARY SCOTT, CLERK/TREASURER

1st Reading: 4-13-11
2nd Reading: 5-11-11
Publication: 5-28-11

3037115.1

Annexation Description for the City of Bellevue
1.3558 Acres

Situated in Campbell County, Commonwealth of Kentucky and east of Interstate of I-471 and covering a portion of Donnermeyer Drive and more particularly described as follows;

COMMENCING at the south east corner of the property described in the City of Bellevue Ordinance #17 dated 4/23/1931 in the present Corporation line of the City of Bellevue;

Thence with the existing City of Bellevue Corporation line the following two (2) calls:

South 48°15'00" West a distance of 230.34 feet to a point;
South 53°27'00" West a distance of 638.78 feet to the POINT OF BEGINNING of this description;

Thence continuing with said corporation line South 53°27'00" West a distance of 273.20 feet to a point the in the centerline of Taylor Creek and in the Corporation line of City of Newport;

Thence with the centerline of Taylor Creek and City of Newport the following two (2) calls:

North 48°20'35" West a distance of 134.85 feet crossing Donnermeyer Drive to a point;
North 53°57'09" West a distance of 71.25 feet to a point;

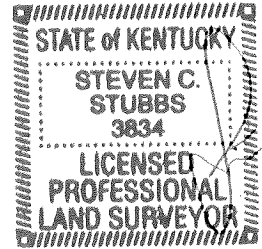
Thence leaving Taylor creek along the current corporation line of Newport and then Bellevue North 53°27'00" East a distance of 322.08 feet to a point in the current Corporation line of the City of Bellevue;

Thence leaving said corporation line and crossing Donnermeyer Drive South 36°33'00" East a distance of 200.00 feet to the POINT OF BEGINNING of this description;

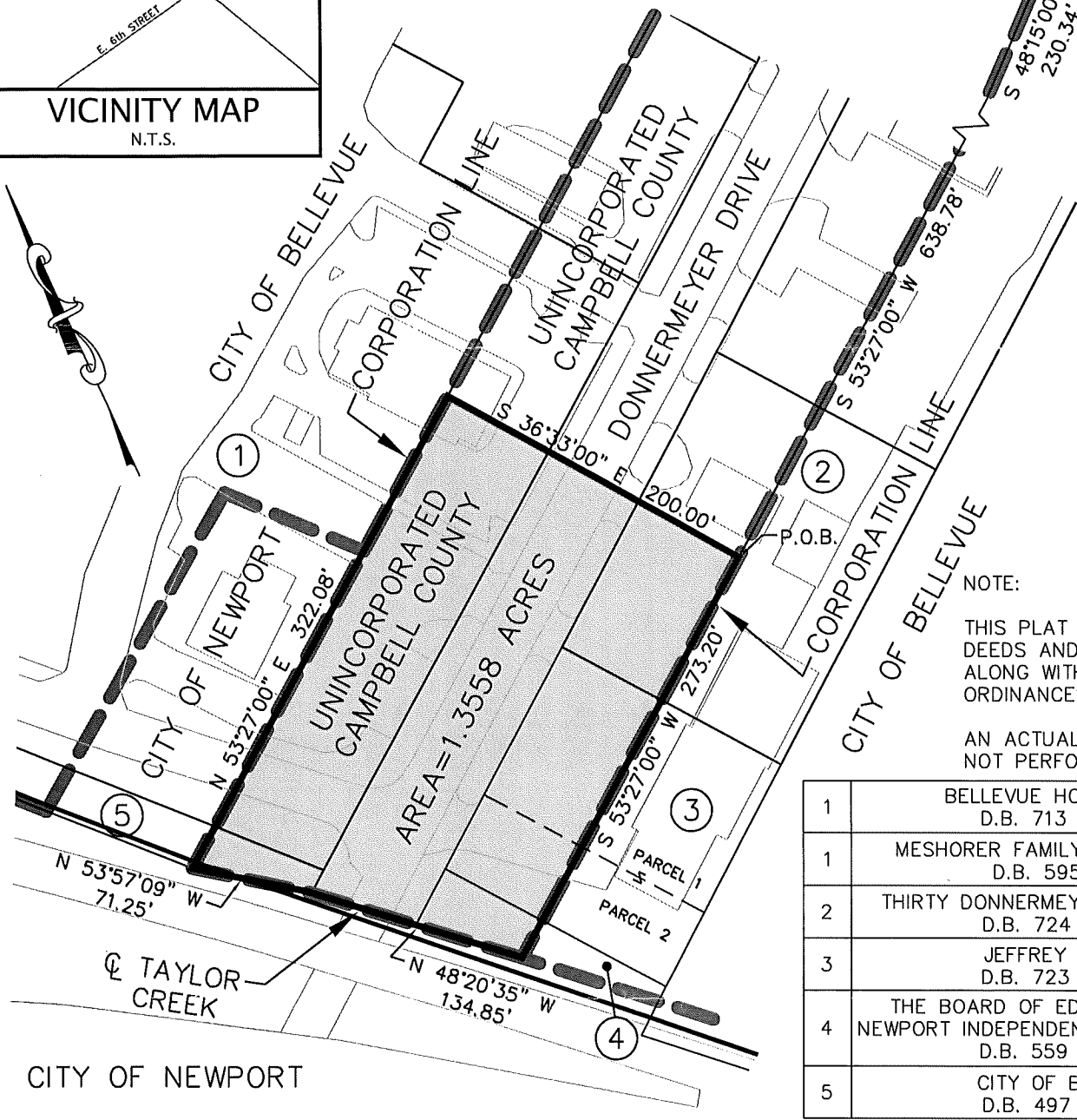
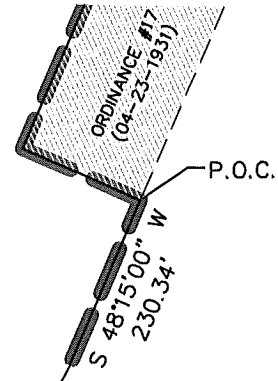
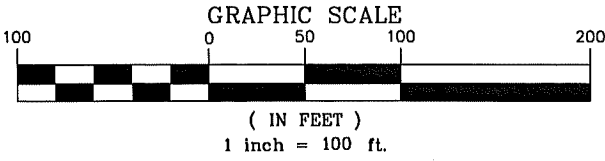
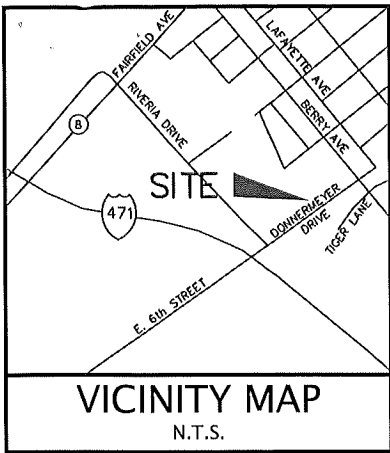
Said parcel containing 1.3558 acres and subject to restrictions, public right of ways and easements of record.

Said parcel containing parts of the properties conveyed to Bellevue Holdings LLC (D.B. 713, PG. 357) Meshorer Family Investments LLC (D.B. 595, PG. 407), Thirty Donnermeyer Bellevue LLC), Jeffrey Fischer (D.B. 723, PG. 516), Board of Education Newport Independent School District (D.B. 559, PG. 477, and the City of Bellevue (D.B. 497, PG. 471).

This description prepared by Cardinal Engineering Corporation and based on deed, plats, field locations of Taylor Creek and city ordinances of record in November of 2010 by Steven C. Stubbs, P.L.S. #3834.

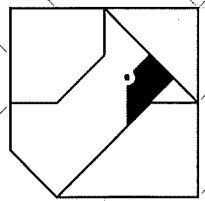


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11/13/11



NOTE:
THIS PLAT IS BASED UPON DEEDS AND PLATS OF RECORD, ALONG WITH VARIOUS CITY ORDINANCES.
AN ACTUAL FIELD SURVEY WAS NOT PERFORMED.

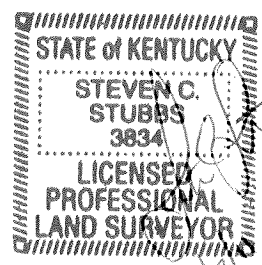
1	BELLEVUE HOLDINGS LLC D.B. 713 PG. 357
1	MESHORER FAMILY INVESTMENTS LLC D.B. 595 PG. 407
2	THIRTY DONNERMEYER BELLEVUE LLC D.B. 724 PG. 871
3	JEFFREY FISCHER D.B. 723 PG. 516
4	THE BOARD OF EDUCATION OF THE NEWPORT INDEPENDENT SCHOOL DISTRICT D.B. 559 PG. 477
5	CITY OF BELLEVUE D.B. 497 PG. 471



CARDINAL
ARCHITECTURE
ENGINEERING
LAND SURVEYING

ANNEXATION PLAT
for
CITY OF BELLEVUE
616 POPLAR STREET
BELLEVUE KY 41073

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



PROJECT MANAGER:	SCS
DRAWN BY:	TRP
DATE:	9-24-10
SCALE:	1" = 100'
FILE NO.	10-140



CITY OF BELLEVUE

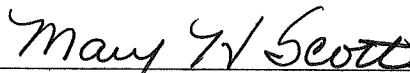
616 POPLAR STREET
BELLEVUE, KY 41073
(859) 431-8888
FAX: (859) 261-8387

EDWARD M. RIEHL
MAYOR

MARY H. SCOTT
CITY CLERK / TREASURER

I, Mary H. Scott certify I am the duly qualified City Clerk of the City of Bellevue, Kentucky and the foregoing is a copy of Ordinance 2011-04-01 annexing to the City of Bellevue, unincorporated area of 1.3558 acres, more or less, lying adjacent and contiguous to the exiting city limits of the City of Bellevue, Campbell County, Kentucky as adopted by Bellevue City Council May 11, 2011.

WITNESS, my hand and Seal, this 17th day of August 2011.



Mary H. Scott, City Clerk

Seal