

RECEIVED AND FILED
DATE January 30, 2015

CITY OF CALIFORNIA, KENTUCKY
ORDINANCE 2014-2

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handie Allison

AN ORDINANCE ANNEXING TO THE CITY OF CALIFORNIA THE PROPERTY OF EDWARD MOYER, WHICH PROPERTY IS ADJACENT TO THE CITY, URBAN IN NATURE OR SUITABLE FOR URBAN DEVELOPMENT WITHOUT UNREASONABLE DELAY, AND GENERALLY SITUATED SOUTH OF THE CITY BOUNDARY, CONTAINING FOUR AND .991 (4.991) ACRES, MORE OR LESS.

Be it ordained by the City of California, Kentucky:

SECTION 1. That the City hereby annexes to the City boundary that ~~certain Tract of land South of the City boundary containing 4.991 acres, more or~~ less, which property is owned by Edward Moyer, single.

~~**SECTION 2.** That the property is adjacent to the City, urban in nature or suitable for urban development without unreasonable delay, and it is desirable for the City to annex such tract.~~

SECTION 3. That the owner of the property to be annexed consents to and has requested the City of California to annex his property, by Affidavit of Consent to Annexation, attached hereto and incorporated herein by reference as "Exhibit 1".

SECTION 4. That the tract annexed is more particularly described as "Exhibit 1A, Description of Survey", and in accordance with the plat described as "Plat of Survey of Edward Moyer", attached hereto and incorporated herein by reference, as "Exhibit 1B".

SECTION 5. This Ordinance shall become effective upon its passage;
approval and publication as required by law.

Introduced on First Reading: NOVEMBER 18, 2014

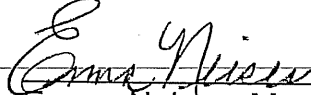
Adopted on Second Reading: DECEMBER 15, 2014

Signed by Mayor: DECEMBER 15, 2014

Recorded by Clerk: 12-15-14

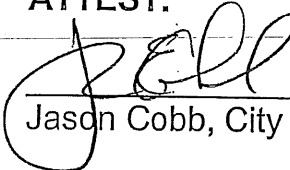
Published in Paper in full: JAN 13, 2015

CITY OF CALIFORNIA



Emma Neises, Mayor

ATTEST:




Jason Cobb, City Clerk

Q:\WP51\CITY OF CALIFORNIA\ANNEXATION ORDINANCE 11-18-14.DOCX

CERTIFICATION

I hereby certify that the above is a true and accurate copy
of City of California Ordinance 2014-2 which became effective on
January 13, 2015 and which is in full force and effect this 20
day of January, 2015.




Jason Cobb, City Clerk of
City of California, Kentucky

EXHIBIT #1
AFFIDAVIT OF CONSENT TO ANNEXATION

Comes the Affiant, Edward Moyer, unmarried, who states under oath that he is the owner of record of certain property located within Campbell County, Kentucky and which is more particularly described on Exhibits "A and B" attached hereto, by a Deed of record in Deed Book 280, Page 342, in the office of the Campbell County Court Clerk's office at Alexandria, Kentucky

The affiant states that he has no objection to the annexation of the ~~above-described property by and into the City of California, Kentucky and he does~~ hereby consent to said annexation pursuant to KRS 81A.412, and does hereby ~~waive any right to object or remonstrate to the annexation, and does hereby waive~~ the sixty (60) day waiting period contained within KRS 81A.420, and does further ~~waive any legal, statutory or common law right whatsoever to object to the~~ annexation of the property described on Exhibits "A and B", and does hereby fully and completely consent to said annexation without further notice except that the City of California shall notify the undersigned when the annexation has been completed. The undersigned further specifically waives the notice provisions contained in KRS 81A.425 as permitted by subparagraph 5 of that section.



EDWARD MOYER

STATE OF KENTUCKY
COUNTY OF CAMPBELL

The foregoing instrument was subscribed, sworn to and acknowledged before me, a notary public, on the 27 day of OCT, 2014, by Edward Moyer, unmarried.

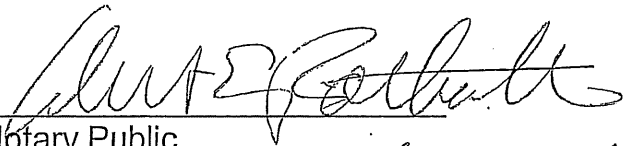

Notary Public
My commission expires: 6-27-16

EXHIBIT / A

DESCRIPTION OF SURVEY

A certain tract of land situated in Campbell County, Kentucky, and lying on the northeast side of Ky 8 and being the property conveyed to Edward Moyer in Deed Book 280, Page 342 and being of record in the Campbell County Court Clerk's office in Alexandria, Kentucky, and being more particularly described as follows:

Unless stated otherwise, any monument referred to herein as a "pin and cap" is a set 1/2" diameter rebar, eighteen (18) inches in length, with a plastic cap stamped "W.R.Reis PLS 2597". All bearings stated herein are based on the northwesterly line of Peggy and Mark Wilson (S 51 30 00 W) as recorded in Deed Book 248, Page 169 in the Campbell County Court Clerk's Office in Alexandria, Kentucky.

Beginning at an existing 1/2" pin with no cap, said pin being a corner to Moyer (DB 280, Pg 342) and Peggy and Mark Wilson (DB 248, Pg 169) in the southwesterly line of the C & O RR; thence along the northwesterly line of Wilson S 51 30 00 W, 430.80 feet to an existing 1/2" pin with no cap; thence along the line of Orveda and George Dunn (DB 113, Pg 517) S 51 30 00 W, 132.73 feet to a pin and cap in the northeasterly 35 foot R/W of Ky 8; thence along said R/W along a curve to the left 471.57 feet, and having a chord which bears N 29 34 38 W, 471.05 feet to a MAG nail set at a sounding in an asphalt drive, said nail being a corner to Jack and Aileen Florence (DB 107, Pg 506); thence along the line of Florence N 50 32 42 E, 393.03 feet to an existing 1-1/2" steel post in the southwesterly line of the C & O RR, and the city limits of California, Ky; thence along said RR and said city limits S 35 46 05 E, 307.58 feet to an existing 5/8" pin with a cap stamped PLS 3390; thence N 49 31 39 E, 155.51 feet to an existing 5/8" pin with a cap stamped PLS 3390; thence S 35 01 30 E, 132.10 feet to an existing 5/8" pin with a cap stamped PLS 3390; thence S 49 30 36 W, 33.01 feet to an existing 5/8" pin with a cap stamped PLS 3390; thence S 34 57 20 E, 37.09 feet to the point of beginning and containing 4.991 acres of land more or less and being subject to easements of record and or in existence.

This description prepared from a physical survey conducted by William R. Reis P.L.S. 2597 on July 30, 2013.

William R. Reis 9-14-14

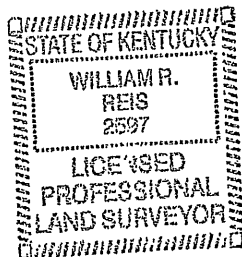


EXHIBIT B

PLAT OF SURVEY

for

Edward Moyer
2777 Calif Crossroad, Calif Ky 41007
property located at
10517 Ky 8, Calif. Ky 41007

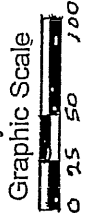
Scale: 1"=100'

Drawn By: William Reis

Date: Aug. 29, 2013

Drawing Number: 2013-894A

By: William R. Reis P.L.S. 2597 (859)635-2869
12794 ShawGoetz Rd California, Kentucky 41007



LAND SURVEYORS CERTIFICATE

I hereby certify that the survey depicted on this plat was done by persons under my direct supervision by the method of random traverse with sideshots. The unadjusted error of closure was 1; 69,000. The survey shown hereon is an urban survey, and the distances and directions are based on the adjusted traverse. The basis of the bearings on this plat is the northwesterly line of Peggy and Mark Wilson (S51 30 00 W) as recorded in Deed Book 248, Page 169 in the Campbell County Court Clerk's Office in Alexandria, Kentucky.

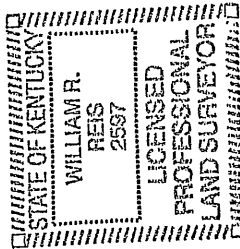
William R. Reis

R.L.S. 2597

7-14-14

William R. Reis

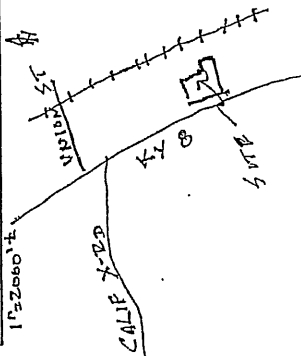
date



LEGEND

- = A 1/2" rebar with a plastic cap stamped W.R.Reis PLS 2597 set this survey.
- ▼ = An existing 1-1/2" Steel post
- = a MAG nail set this survey.
- = An existing 1/2" rebar
- = An existing 5/8" rebar with a cap stamped PLS 3390
- - - - - = Approx. old tract lines.
- - - - - = Adjacent property lines.
- - - - - = Centerline of roadway.

VICINITY PLAT



C & O RAILROAD

S 35° 01' 30" E
132.10

N 49° 31' 39" E
155.51

S 35° 46' 05" E
307.58

JACK W. AND ALLEN FLORENCE
N 50° 32' 42" E
393.06

EDWARD MOYER
DB 230 PL. 344 GX 70384Z
4.991 ACRES

2.23 - PAR. 1
1.388 - PAR. 2

S 51° 30' 00" W 563.53
430.80

ARC = 471.57
CHORD = N 29° 34' 38" W 471.05

KY 8

ORVEDA FAY AND GEORGE W. DUNN
DB 113 PL. 517

PEGGY WILSON AND MARK ANTHONY WILSON
DB 248 PL. 169



ASPHALT

35'