

DATE May 17, 2017

COMMONWEALTH OF KENTUCKY  
CITY OF ERLANGER  
ORDINANCE NO. 2449

ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY

BY Kendra Williams  
AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED

TERRITORIES WITHIN THE COUNTY OF BOONE,  
KENTUCKY AND CONTIGUOUS TO THE PRESENT BOUNDARY  
LINES OF THE CITY OF ERLANGER, KENTUCKY, AND DEFINING  
BY METES AND BOUNDS THE TERRITORY ANNEXED

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

WHEREAS, Kentucky Revised Statute 81A.412 provides the manner in which said annexation should be accomplished through the consent of the property owner, which in this case is the City of Erlanger; and

WHEREAS, the property owner, by way of an annexation agreement, has provided written consent to the annexation; and

WHEREAS, the property herein described is adjacent to and contiguous to the city's boundaries; and

WHEREAS, by reason of population density, commercial, industrial, institutional or governmental use of land, or subdivision of land, said property is urban in character or suitable for urban purposes without unreasonable delay; and

WHEREAS, the property is unique in that it is located in the County of Boone, whereby a most if not all of the existing City of Erlanger's boundaries are located in the County of Kenton; and

WHEREAS, pursuant to KRS Chapter 100, the planning unit for purposes of land use management is the Boone County Planning and Zoning Commission; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ERLANGER,  
KENTUCKY:**

**SECTION I**

That the City of Erlanger does hereby and herewith annex to its present boundaries and include the same within the territorial limits of the City of Erlanger, Kentucky, the following described unincorporated land and area, located in the County of Boone, Commonwealth of Kentucky, adjacent to the Boone and Kenton County line on the south side of Turfway Road and north side of Pine Tree Lane, containing approximately 7.597 acres more or less. That pursuant to KRS 81A.412 the owner of the parcel of property subject to annexation is the City of Erlanger. In as much, the passage of this Ordinance by the City, shall also serve as the consent to annexation.

SEE ATTACHED EXHIBIT "A", Legal Description, "B", Plat

**SECTION II**

That this ordinance shall take effect and be in full force from and after its passage, publication and recording, according to law.

Adopted this 4<sup>th</sup> day of April, 2017.

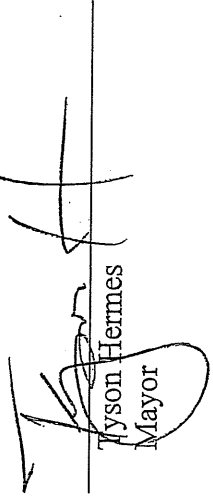
1<sup>st</sup> Reading - March 7, 2017

2<sup>nd</sup> Reading - April 4, 2017

Vote: 10, Yes, 0, No

City of Erlanger,  
Kenton County, Kentucky

By:


A handwritten signature in black ink, appearing to read "Tyson Hermes", is written over a horizontal line. The signature is stylized and cursive.

Tyson Hermes  
Mayor

CERTIFICATION

The undersigned, Sherry Hoffman, City Clerk of the City of Erlanger, in Kenton County, Kentucky, hereby certifies as follows:

1. The foregoing Ordinance No. 2449 was introduced in writing and read to the City Council for the City of Erlanger at regular or special meetings thereof on the 7th day of March, 2017, and at which quorums were present; and said ordinance was enacted by the City Council of the City of Erlanger upon the affirmative vote of at least a majority of a quorum thereof, at the meeting thereof on the 4th day of April, 2017, with the vote of each member of the City Council entered upon the official record of such meeting; and
2. After the passage and adoption of the foregoing Ordinance by the City Council of the City of Erlanger, it was submitted to the Mayor of the City of Erlanger who approved said Ordinance by affixing his signature thereto within ten (10) days after the submission thereof to him; and
3. The foregoing Ordinance was published on the 10th day of April, 2017, in THE KENTUCKY ENQUIRER, a newspaper qualified therefore, pursuant to the provisions of K.R.S. Chapter 424.

  
Sherry Hoffman  
City Clerk

# ENQUIRER MEDIA

PART OF THE USA TODAY NETWORK

**Advertiser:**

CITY OF ERLANGER  
505 COMMONWEALTH AVE  
ERLANGER KY 41018

## AFFIDAVIT OF PUBLICATION

**Newspaper:** CIN-EN Kentucky Enquirer

**STATE OF OHIO**

RE: Order #:0002050293

I, Dave Sauer

Of the Enquirer, a newspaper printed in Cincinnati, Ohio and published in Cincinnati, in said County and State, and of general circulation in said county, and as to the Kentucky Enquirer published in Ft. Mitchell, Kenton County, Kentucky, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper times, once in each issue as follows:

04/10/17

Subscribed and sworn to me this 19th day of April, 2017

Candice Butchko

NOTARY PUBLIC



Candice Butchko  
Notary Public, State of Ohio  
My Commission Expires  
December 6, 2021

Cincinnati Enquirer  
 Kentucky Enquirer  
 Cincinnati.Com

**SUMMARY OF ORDINANCE**  
The City of Erlanger, Kentucky, at a meeting held on April 7, 2017, adopted the following ordinance (Ordinance No. 1449):  
**AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED TERRITORIES WITHIN THE COUNTY OF BOONE, KENTUCKY AND CONTIGUOUS TO THE PRESENT BOUNDARY LINES OF THE CITY OF ERLANGER, KENTUCKY, AND DEFINING BY METES AND BOUNDS THE TERRITORY ANNEXED.**  
The purpose of the Ordinance is to annex to its present boundaries and include the same within the territorial limits of the City of Erlanger, Kentucky, the following described being incorporated land and area located in the County of Boone, Commonwealth of Kentucky, adjacent to the Boone and Kenton County line on the south side of Turfway Road and north side of Pine Tree Lane, containing approximately 177.577 acres more or less:  
This Ordinance is being published in the Title and Summary of a complete copy of the Ordinance may be reviewed at the office of the City Clerk, City of Erlanger, Kentucky  
**CITY OF ERLANGER, KENTUCKY**  
By: Sherry Horton, City Clerk  
Prepared by: Jack S. Gartin (88899)  
Attorney for City of Erlanger  
(502) 491-1077 #2050293

Account #:CIN-620034  
Total Cost of Ad: \$159.20

Last Run Date :04/10/2017





# 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

February 21, 2017

## DESCRIPTION OF 7.597 ACRES TO BE ANNEXED BY ERLANGER, KENTUCKY

Located in Boone County, Kentucky, adjacent to the Boone and Kenton county line on the south side of Turfway Road and the north side of Pine Tree Lane and is more particularly described as follows:

Beginning at a point in the Boone and Kenton county line in the common line of The City of Erlanger (Record Book C 1342, page 81) and William Butler (Deed Book 962, page 12);

*THENCE* through the lands of The City of Erlanger and with said county line S 05°12'44" E a distance of 523.15 feet to a point in the common line The City of Erlanger and Cherry Hill Subdivision, Section 7, Part A (Plat Book 6, page 49);

*THENCE* with said common line S 70°30'10" W a distance of 206.67 feet to a point;

*THENCE* N 19°30'08" W a distance of 230.96 feet to a point;

*THENCE* N 79°30'05" W a distance of 400.00 feet to a point;

*THENCE* S 61°21'00" W a distance of 804.64 feet to a point;

*THENCE* S 27°48'05" E a distance of 9.83 feet to a point in the right-of-way line of Peach Tree Lane;

*THENCE* with said right-of-way line S 62°11'55" W a distance of 50.00 feet to a point;

*THENCE* S 27°48'05" E a distance of 125.00 feet to a point in the north right-of-way line of Pine Tree Lane;

*THENCE* with said right-of-way line S 62°11'55" W a distance of 150.00 feet to a point;

*THENCE* with a non-tangent curve turning to the left having an arc length of 36.12 feet, a radius of 341.87 feet, a chord bearing of S 59°23'48" W, and a chord length of 36.11 feet to a point at the common corner of The City of Erlanger and Lot 20 of the Claywin Subdivision (Plat Book 8, page 40);

*THENCE* with the common line of The City of Erlanger, Lot 20 and Jerry Johnson (Deed Book 694, page 65) N 40°40'38" W a distance of 259.12 feet to a point in the south right-of-way line of Turfway Road;

*THENCE* with said right-of-way line N 74°45'15" E a distance of 93.21 feet to a point;

*THENCE* N 70°02'17" E a distance of 150.33 feet to a point;

*THENCE* N 66°13'26" E a distance of 93.24 feet to a point

**THENCE** N 60°24'04" E a distance of 263.45 feet to a point;

**THENCE** N 70°30'51" E a distance of 103.58 feet to a point;

**THENCE** N 55°06'31" E a distance of 50.09 feet to a point;

**THENCE** N 39°45'51" E a distance of 52.81 feet to a point;

**THENCE** N 67°51'21" E a distance of 253.34 feet to a point;

**THENCE** N 45°46'16" E a distance of 153.81 feet to a point;

**THENCE** N 73°39'07" E a distance of 103.58 feet to a point;

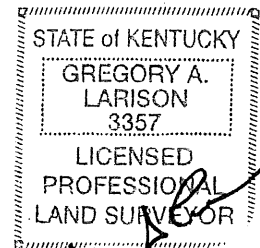
**THENCE** N 57°48'29" E a distance of 101.50 feet to a point;

**THENCE** N 82°12'11" E a distance of 117.93 feet to a point;

**THENCE** N 61°13'27" E a distance of 54.16 feet to a point;

**THENCE** N 24°09'11" E a distance of 88.47 feet to a point at the common corner of The City of Erlanger and William Butler;

**THENCE** with said right-of-way line S 79°03'02" E a distance of 192.53 feet to the point of beginning containing 7.597 acres, more or less.



*ADD*  
*2.21.2017*

**PLAT OF 7.597 ACRES  
TO BE ANNEXED BY  
ERLANGER, KENTUCKY**

Note: This plat was prepared using existing Boone County Planning Commission GIS information, deeds and plats of record and a field survey performed by Viox & Viox, Inc., October, 2001.

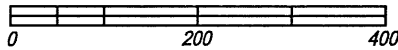
**BOONE COUNTY KENTUCKY**

SOUTHEAST SIDE OF TURFWAY ROAD  
ADJACENT TO THE KENTON/BOONE COUNTY LINE  
NORTHWEST SIDE OF PINE TREE LANE

FEBRUARY 21, 2017 SCALE: 1"=200'



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466 Erlanger Road • Erlanger, Kentucky 41018  
Ph (859) 727-3293 • Fax (859) 727-8452 • www.vioxinc.com



STATE of KENTUCKY  
GREGORY A. LARISON  
3357  
LICENSED PROFESSIONAL LAND SURVEYOR

*ASD*  
2.21.2017

WILLIAM BUTLER  
D.B. 962, PG. 12

N: 561272.24  
E: 1535497.60

POINT OF BEGINNING

UNINCORPORATED BOONE COUNTY

**7.597 ACRES**

THE CITY OF ERLANGER  
R.B. C-1342, PG. 81  
(KENTON COUNTY)

THE CITY OF ERLANGER  
R.B. C-1342, PG. 81  
(KENTON COUNTY)

50512.44'E  
523.15'

UNINCORPORATED BOONE COUNTY

TURFWAY ROAD

CHERRY HILL SUB.  
SECTION 7 PART "A"  
PLAT BOOK 6, PAGE 49

UNINCORPORATED BOONE COUNTY

UNINCORPORATED BOONE COUNTY

JERRY JOHNSON  
D.B. 694, PG. 65

CLAYWIN SUB.  
P.B. 8, PG. 40

R=341.87'  
L=36.12'  
CH=S59°23'48"W  
36.11'  
(Non-Tangent)

LINE	BEARING	DISTANCE
L1	N74°45'15"E	93.21'
L2	N66°13'26"E	93.24'
L3	N70°30'51"E	103.58'
L4	N55°06'31"E	50.09'
L5	N39°45'51"E	52.81'
L6	N73°39'07"E	103.58'
L7	N57°48'29"E	101.50'
L8	N82°12'11"E	117.93'
L9	N61°13'27"E	54.16'
L10	N24°09'11"E	88.47'
L11	S27°48'05"E	9.83'
L12	S62°11'55"W	50.00'
L13	S27°48'05"E	125.00'

N: 560552.66  
E: 1533859.77

