

STEVEN J. FRANZEN
Attorney & Counselor at Law

319 York Street • Newport, Kentucky 41071 • Phone: (606) 491-7700 • Fax: (606) 491-4025

RECEIVED

MAY 8 1995

SECRETARY OF STATE
COMMONWEALTH OF KY

April 28, 1995

Secretary of State
State Capitol
Frankfort, KY 40601

RE: Annexation

Dear Sir:

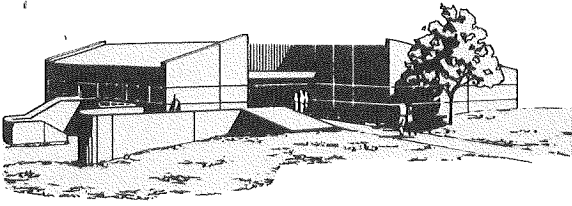
Enclosed please find a certified copy of an ordinance annexing new property into the City of Highland Heights, Kentucky. Also enclosed please find an accurate map with metes and bounds descriptions of the new property. Please record this with your office. Please provide our office with file stamped copies and return in the enclosed self-addressed, stamped envelope.

Sincerely,


Steven J. Franzen

SJF/jsr
hhltr5

enclosure



CITY OF
HIGHLAND HEIGHTS


175 JOHNS HILL ROAD · HIGHLAND HEIGHTS, KENTUCKY 41076 · (606) 441-8575



CERTIFICATION

I, Jean A. Rauf, Clerk Treasurer, City of Highland Heights, Campbell County, Kentucky, do hereby certify the attached is a true and exact copy of Ordinance #10-95 passed by the City Council of said City on the 20th day of April 1995, and recorded in the official Ordinance Book of said City.

Given under my hand, this 28th day of April, 1995.



Jean A. Rauf, Clerk/Treasurer

CITY OF HIGHLAND HEIGHTS, KENTUCKY

ORDINANCE NO. 10-95

AN ORDINANCE ANNEXING TO THE CITY OF HIGHLAND HEIGHTS, KENTUCKY, A FOURTH CLASS CITY, UNINCORPORATED AREA LYING ADJACENT AND CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE CITY OF HIGHLAND HEIGHTS, KENTUCKY.

WHEREAS, Gerald Kessler Davidson and Francina Marie Davidson, the owners of real estate recorded in the Campbell County Clerk's records at Deed Book 407, Page 274, with legal description hereinafter set forth, and; Joseph T. Jaber and Joan Grove Jaber, the owners of real estate recorded in Campbell County Clerk's records at Newport, Kentucky in Deed Book 377, Page 470 with legal description hereinafter set forth; these described property owners are interested in a voluntary annexation process into the City of Highland Heights, and;

WHEREAS, the City Council for the City of Highland Heights desires to annex into the City of Highland Heights the unincorporated territory described below; and

WHEREAS, the owners of the parcel have executed a voluntary annexation waiver form pursuant to KRS 81A.412; (See attached)

BE IT ORDAINED by the City of Highland Heights, Kentucky:

Section I

That the City Council of the City of Highland Heights, Campbell County, Kentucky, an incorporated city of the fourth class, hereby annexes to the City of Highland Heights the below described unincorporated territory. City Council hereby declares that it is desirable to annex said unincorporated territory to the City of Highland Heights, Kentucky and has found pursuant to KRS 81A.410 that said unincorporated territory is adjacent to and contiguous to the City's boundaries at the time this annexation proceeding is being conducted and that by reason of the population density of the area and the commercial and industrial use and potential use of the land, said area is urban in character and suitable for development for urban purposes without delay. Furthermore, no part of the area to be annexed is presently within the boundaries of any other incorporated city.

Section II

The City Council for the City of Highland Heights, Kentucky has found that the annexation of the property described will benefit the health, safety and welfare of the citizens of Highland Heights, Kentucky.

Section III

The boundaries of the unincorporated territory proposed to be annexed are as follows:

Located in Campbell County, Commonwealth of Kentucky, and lying northeast and contiguous to the corporation line of the City of Highland Heights and being more particularly described as follows:

Beginning at a point on the City of Highland Heights corporation line, said point also being the northeast corner of Lot 114 of the Linet Subdivision as recorded on Plat Book 12, Page 14, of the Campbell County Clerk's records at Newport, Kentucky, said point also being on a west property line of Gerald Kessler Davidson and Francina Marie Davidson;

Thence along Davidson's line and the easterly line of Ralph and Villa Tankersley's 2.5 acre parcel, north 24 deg. 23' east a distance of 566.53 feet to northerly most corner of Lot 113 of said Linet Subdivision;

Thence continuing along the Davidson line, north 06 deg. 00' west a distance of 108.89 feet to a common corner of Davidson and Raymond K. Bowen and Dorothy V. Bowen;

Thence along said common Bowen and Davidson line, north 83 deg. 21' east a distance of 486.20 feet to a common corner of Davidson and Bowen, said point also being a point on the centerline of Blange Road;

Thence in a northerly direction along said centerline of Blange Road past the following property owners lying on the westerly side of said Blange Road, said property owners being Bowen, Bowmen, and to a point opposite the frontage of Dotson, said point also being on the dividing line between Linet Place Subdivision as shown on Plat Book 10 Page 39 and the William F. Williamson Subdivision as shown on Plat 10 Page 34 of the Campbell County Clerk's records at Newport, Kentucky;

Thence along said dividing line between said Linet Place Subdivision and said William F. Williamson Subdivision,

And along the easterly line of Davidson and western line of Fueglein, south 30 deg. 00' east a distance of 1,678.04 feet to the southwesterly common corner of Lot 5 and Lot 7 of said Williamson's Subdivision, said point also being a corner of Joseph T. Jaber and Joan Grove Jaber;

Thence along the Jaber line, also the dividing line of said Lot 5 and Lot 7, north 60 deg. 00' east a distance of 1,402.50 feet

to a point on the centerline of Winters Lane;

Thence along the centerline of Winters Lane, south 18 deg. 45' east a distance of 288.75 feet to a point;

Thence continuing along said centerline, south 19 deg. 30' west a distance of 297.00 feet to a point;

Thence continuing along said centerline, south 08 deg. 00' east a distance of 405.90 feet;

Thence leaving said centerline of Winters Lane along the southerly line of Lot 7 Wm. Williamson's Subdivision also the Jaber line, south 60 deg. 00' west a distance of 957.00 feet to the common corner of said Lot 7 and Tract D of Linet Place Subdivision found in Plat Book 10, Page 39, of the Campbell County Clerk's records at Newport, Kentucky;

Thence along the southerly line of said Tract D and the southwesterly line of Tract C of said Linet Place Subdivision, also the Jaber line, north 76 deg. 00' west a distance of 577.50 feet to the common corner of said Tract D and Tract C of Linet Place Subdivision said corner also being a common corner to Jaber and Davidson;

Thence along the southwesterly line of Tract C, also the Davidson line, north 75 deg. 45' west a distance of 841.50 feet to a point;

Thence along the Davidson line, north 26 deg. 45' west a distance of 421.50 feet to a point, said point also being the rear common corner of Lot 113 and Lot 117 Linet Subdivision;

Thence north 72 deg. 31' west along the common line of Lot 113 and Lot 117 of Linet Subdivision a distance of 348.54 feet to the common corner of Lot 113, Lot 116, and Lot 117 of said Linet Subdivision;

Thence along the northerly line of Lot 116, Lot 115, and Lot 114 of said Linet Subdivision, north 13 deg. 08' west a distance of 150.00 feet to the northeasterly corner of said Lot 114 and the Point of Beginning.

Said description includes 65 acres, more or less.

Being the property conveyed to:

Gerald Kessler Davidson and Francina Marie Davidson (less exceptions) by Deed Book 407, Page 274.

Joseph T. Jaber and Joan Grove Jaber by Deed Book 377, Page 470.

Section IV

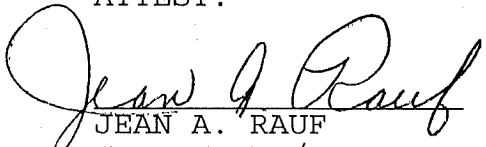
That this ordinance shall be read and adopted on two (2) separate days, signed by the Mayor, attested by the City Clerk/Treasurer, recorded and published according to law. Same shall be in effect at the earliest time provided by law.

First Reading this 19th day of April, 1995.

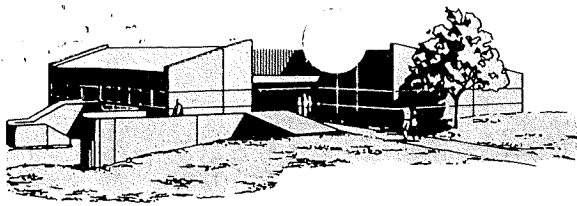
Passed this 20th day of April, 1995.


MAYOR CHARLES ROETTGER, III

ATTEST:


JEAN A. RAUF
CITY CLERK/TREASURER

ord95.10



CITY OF

HIGHLAND HEIGHTS

175 JOHNS HILL ROAD · HIGHLAND HEIGHTS, KENTUCKY 41076 · (606) 441-8575



CONSENT TO ANNEXATION

Pursuant to KRS. 81A.412 the undersigned hereby certifies to the City of Highland Heights, Kentucky, that they are the record owners of land described below and that by placing their signature upon this document they hereby consent to be annexed into the City of Highland Heights, Kentucky, and specifically waive the Sixty (60) day waiting period provided for in KRS. 81A.420 (2).

This waiver is made knowingly, voluntarily, and with the expressed desire to be annexed into the City of Highland Heights as soon as legally possible.

For this annexation, the City of Highland Heights, Kentucky hereby agrees to do the following at no cost to the property owner/s:

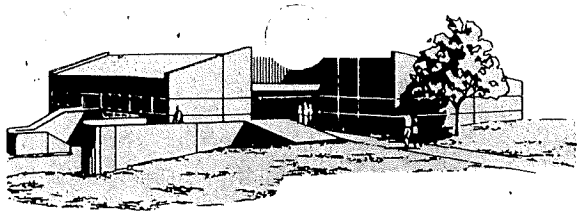
- 1) Install, within the dedicated Right-Of-Way and /or Permanent Easements, an Eight (8) Inch diameter water main line with fire hydrants as per Code.
- 2) Install a water service up to the property line of private property where upon residential and/or non-residential buildings currently exist. This water service includes the main line tap in, curb valve, meter and hookup stub.

Signed: Gerald K. Davidson
Francina M. Davidson

Description of Property: Approx. - 35 ACRES
621-A Blangey Road, Cold Spring, Ky
41076

Witnessed: [Signature]

Date: 11-28-74



CITY OF

HIGHLAND HEIGHTS

175 JOHNS HILL ROAD · HIGHLAND HEIGHTS, KENTUCKY 41076 · (606) 441-8575



CONSENT TO ANNEXATION

Pursuant to KRS. 81A.412 the undersigned hereby certifies to the City of Highland Heights, Kentucky, that they are the record owners of land described below and that by placing their signature upon this document they hereby consent to be annexed into the City of Highland Heights, Kentucky, and specifically waive the Sixty (60) day waiting period provided for in KRS. 81A.420 (2).

This waiver is made knowingly, voluntarily, and with the expressed desire to be annexed into the City of Highland Heights as soon as legally possible.

For this annexation, the City of Highland Heights, Kentucky hereby agrees to do the following at no cost to the property owner/s:

- 1) Install, within the dedicated Right-Of-Way and /or Permanent Easements, an Eight (8) Inch diameter water main line with fire hydrants as per Code.
- 2) Install a water service up to the property line of private property where upon residential and/or non-residential buildings currently exist. This water service includes the main line tap in, curb valve, meter and hookup stub.

Signed: Joseph T. Jaber
Joan Grove Jaber

Description of Property: 531 Winters Lane 2nd
Cold Spring, Ky 41076
1-606-441-1804

Witnessed: [Signature]

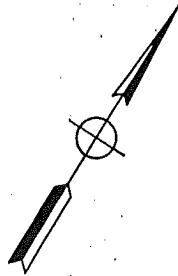
Date: 12-1-94



VICINITY MAP

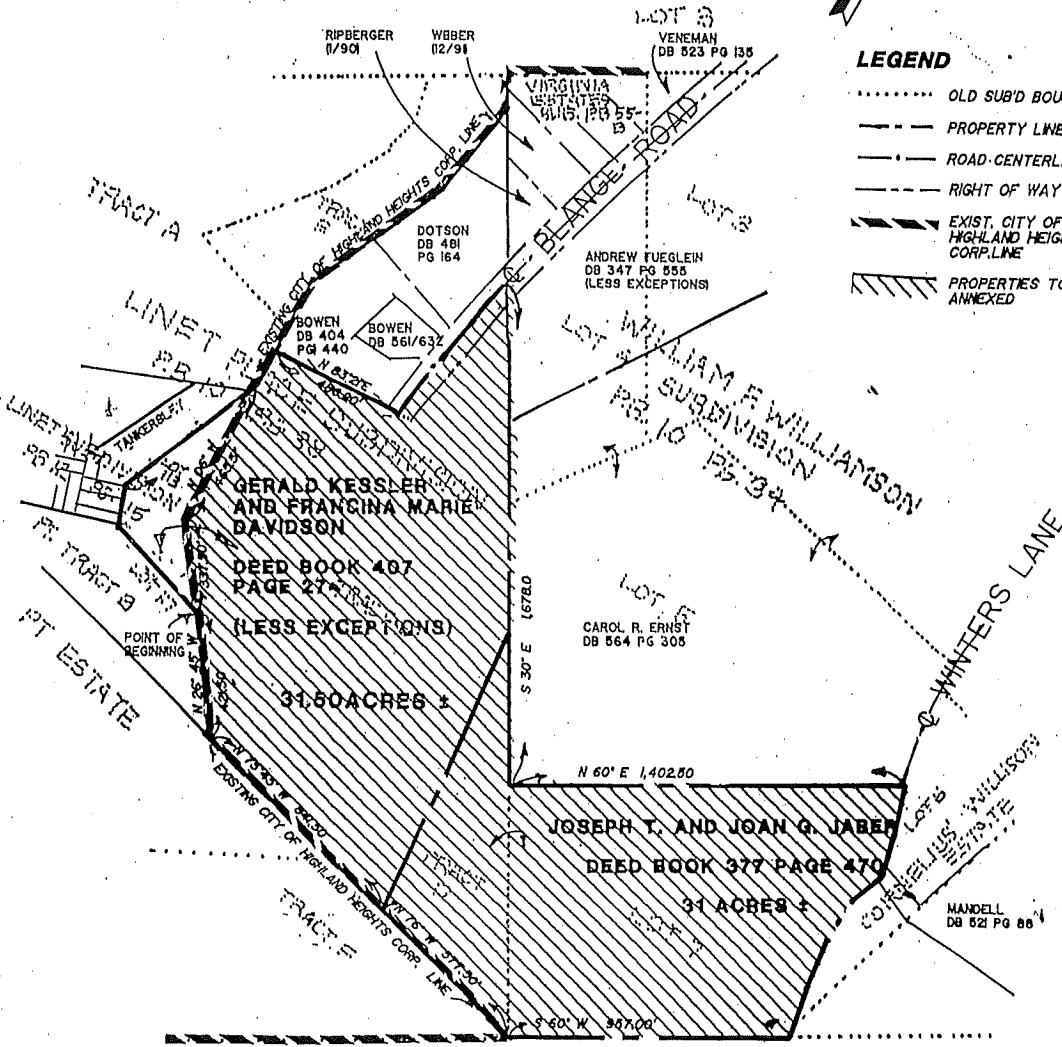
MARY L. HAWTHORNE SUBDIVISION

PB. 8 PG. 3



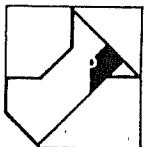
LEGEND

- OLD SUB'D BOUNDARIES
- PROPERTY LINES
- ROAD CENTERLINE
- RIGHT OF WAY
- ////// EXIST. CITY OF HIGHLAND HEIGHTS CORP. LINE
- ////// PROPERTIES TO BE ANNEXED



WILLIAM MILES ESTATE
PB. 10 PG. 37

GRAPHIC SCALE IN FEET



CARDINAL

ARCHITECTURE
ENGINEERING
LAND SURVEYING

CITY OF HIGHLAND HEIGHTS
ANNEXATION DRAWING
ORDINANCE #10-95

ONE MOOCK ROAD
WILDER, KENTUCKY
41071 (606) 581-9600

Drawn By:

KGH

Date:

4-16-95

Scale:

1" = 500'

File No.