

STEVEN J. FRANZEN

Attorney & Counselor at Law

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RECEIVED

JUL 24 1995

SECRETARY OF STATE
COMMONWEALTH OF KY

K. Adkinson

July 19, 1995

Secretary of State
State Capitol
Frankfort, KY 40601

RE: Annexation

Dear Sir:

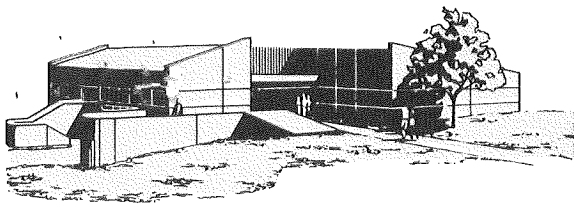
Enclosed please find a certified copy of an ordinance annexing new property into the City of Highland Heights, Kentucky. Also enclosed please find an accurate map with metes and bounds descriptions of the new property. Please record this with your office. Please provide our office with file stamped copies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

Sincerely,

Steve Franzen
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 #24-95 passed by the City Council of said City on the 24th day of June 1995, and recorded in the official Ordinance Book of said City.

Given under my hand, this 17th day of July, 1995.



Jean A. Rauf, Clerk/Treasurer

Encl.

CITY OF HIGHLAND HEIGHTS, KENTUCKY

ORDINANCE NO. 24-95

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, S.A. Newman and Grace M. Newman, the owners of real estate recorded in the Campbell County Clerk's records at Newport, Kentucky in Deed Book 447, Page 628 with legal description hereinafter set forth; 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 owner of the parcel has 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, being part of Lot 6 of the William F. Williamson Subdivision as recorded on Plat Book 10 Page 34 of the Campbell County Clerk's records at Newport, Kentucky, and being all of Lot 5 of the William W. and Cornelius Subdivision as recorded on Plat Book 10 Page 35 of the Campbell County Clerk's records at Newport, Kentucky, lying contiguous to the corporation line of the City of Highland Heights, also being contiguous to the easterly line of G.G. Grimm and Sons, Inc. and being more particularly described as follows:

Beginning at a point in the west right-of-way line of Old Twelve Mile Road (River Road), said point also being the common front corner of Lot 4 and Lot 5 of said William W. and Cornelius Willison Subdivision, said corner also being the common front corner of Grimm and Newman;

Thence along the westerly right-of-way of River Road, south 41 14' east a distance of 16.5 feet to a point, said point being the common front corner of Newman and Burns;

Thence leaving said westerly right-of-way of River Road, along the common line of Newman and Koeninger, south 39 40' west a distance of 90 feet more or less to a point, said point being a common corner of Newman, Koeninger and Burns;

Thence leaving said common line of Newman and Koeninger, along the common line of Newman and Burns, south 39 40' west a distance of 50 feet or more or less to a point, said point being a common corner of Newman, Burns, and Ernst;

Thence leaving the common line of Newman and Burns, along the common line of Newman and Ernst, north 40 00' west a distance of 61.5 feet to a point, said point being the common rear corner of Lot 4 and Lot 5 of said William W. and Cornelius Willison Subdivision and of Newman and G.G. Grimm and Sons, Inc.,

Thence leaving said Ernst Line, along the common line of Lot 4 and Lot 5 of William W. and Cornelius Willison Subdivision, said line also being the common line of Newman and Grimm, north 57 00' east a distance of 149 feet to a point and being The Point of Beginning;

Excepting therefrom, any right-of-way along River Road that currently exists.

Said description includes 0.13 acres, more or less.

Being the property conveyed to:

S.A. Newman and Grace M. Newman by Deed Book 447 Page 628
(as willed to Cecelia Newman)

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 23 day of June, 1995.

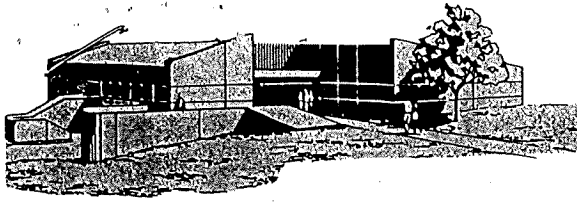
Passed this 24th day of June, 1995.


MAYOR CHARLES ROETTGER, III

ATTEST:


JEAN A. RAUF
CITY CLERK/TREASURER

ord95.28



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.

CITY OF HIGHLAND HEIGHTS

Signed: Cecilia Newman

33 Weaver Lane
Cold Spring, Ky

Description of Property: 692 Mary Bayles HDW.

HOUSE w/ LOT

Witnessed: [Signature]

Date: 12-10-99

