

STEVEN J. FRANZEN
Attorney & Counselor at Law

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

RECEIVED

AUG 10 1995 ✓

SECRETARY OF STATE
COMMONWEALTH OF KY

By K. Adkins

August 7, 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.

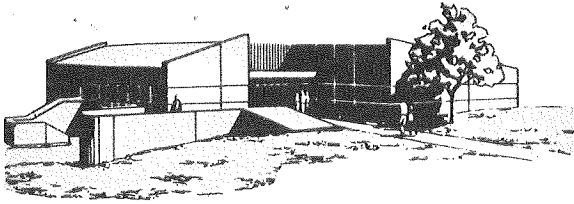
Sincerely,

Steven J. Franzen
Steven J. Franzen

JSR

SJF/jsr
hhltr5

enclosure



CITY OF
HIGHLAND HEIGHTS

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



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AUG 10 1995

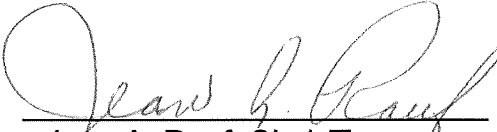
SECRETARY OF STATE
COMMONWEALTH OF KY

By K. Adkinson

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 #26-95 passed by the City Council of said City on the 3rd day of July 1995, and recorded in the official Ordinance Book of said City.

Given under my hand, this 7th day of August, 1995



Jean A. Rauf, Clerk/Treasurer

Encl.

CITY OF HIGHLAND HEIGHTS, KENTUCKY

ORDINANCE NO. 26-95

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, Bruce E. Burns, the owner of real estate recorded in the Campbell County Clerk's records at Newport, Kentucky in Deed Book 369, Page 699, Deed Book 449, Page 624, and Deed Book 526, Page 462 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, lying contiguous to the corporation line of the City of Highland Heights, also being contiguous to the easterly line of Lot 5 of the William W. and Cornelius Willison Subdivision as recorded on Plat Book 10 on Page 35 and being more particularly described as follows:

Beginning at the easterly front corner of Lot 5 of said William W. and Cornelius Willison Subdivision, said point also being the easterly front corner of Newman;

Thence along the common line of Newman and Koeninger, south $39^{\circ} 40'$ west a distance of 90 feet more or less to the REAL POINT OF BEGINNING, said point being a common corner of Burns and Koeninger, said point also being on the line of Lot 5 of said William W. and Cornelius Willison Subdivision;

Thence leaving said line of Lot 5 of said William W. and Cornelius Willison Subdivision, along the common line of Burns and Koeninger, south $55^{\circ} 38'$ east a distance of 77 feet to a point, said point being a common corner of Burns and Koeninger;

Thence continuing along the common line of Burns and Koeninger, north $71^{\circ} 20'$ east a distance of 70 feet to a point, said point being the centerline intersection of Old Twelve Mile Road (River Road) and Winters Lane;

Thence leaving said common line of Burns and Koeninger, along the centerline of Winters Lane, in a southerly direction a distance of 260 feet more or less, to a point, said point being a common point of Burns and Ernst;

Thence leaving the centerline of Winters Lane, along the common line of Burns and Ernst, south $90^{\circ} 00'$ west a distance of 200 feet to a point, said point being a common corner of Burns and Ernst;

Thence continuing along the common line of Burns and Ernst, north $00^{\circ} 00'$ east a distance of 325 feet to a point, said point being a common corner of Burns and Ernst;

Thence continuing along the common line of Burns and Ernst, north $90^{\circ} 00'$ east a distance of 150 feet to a point, said point being a common corner of Burns, Ernst, and Newman;

Thence leaving said common line of Burns and Ernst, along the line easterly line of Lot 5 of said William W. and Cornelius Willison Subdivision, said line also common to Burns and Newman, north $39^{\circ} 40'$ east a distance of 60 feet more or less to the REAL POINT OF BEGINNING.

Excepting therefrom, any right-of-way currently exists along River Road and Winters Lane or any right-of-way along Winters Lane that

is in the process of being annexed by the City of Cold Spring.

Said description includes 1.86 acres, more or less.

Being the property conveyed to:

Bruce E. Burns by Deed Book 369 on Page 699, Deed Book 449 on Page 624, and Deed Book 526 on Page 462. (Less Exceptions)

Section IV

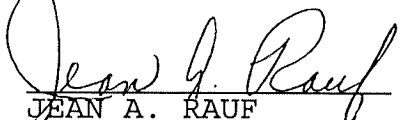
That this ordinance shall be read and adopted on two (2) separate days, signed by the Mayor, attested by the City Clerk/Treasurer, recorded and published according to law. Same shall be in effect at the earliest time provided by law.

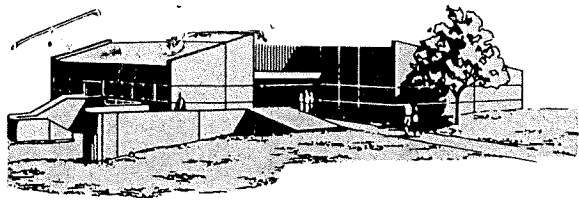
First Reading this 24 day of June, 1995.

Passed this 3rd day of July, 1995.


MAYOR CHARLES ROETTGER, III

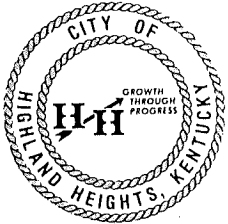
ATTEST:


JEAN A. RAUF
CITY CLERK/TREASURER



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:

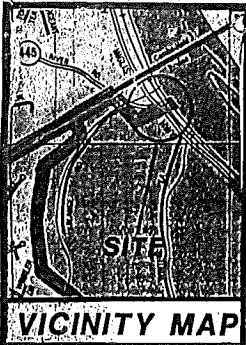
- 1) Install, within the dedicated Right-Of-Way and /or Permanent Easements, an Eight (8) Inch diameter water main line with fire hydrants as per Code.
- 2) Install a water service up to the property line of private property where upon residential and/or non-residential buildings currently exist. This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

Signed: Bruce Brown
Monika Brown

Description of Property: 2 Lot And one
House A 579 Winters Lanes

Witnessed: [Signature]

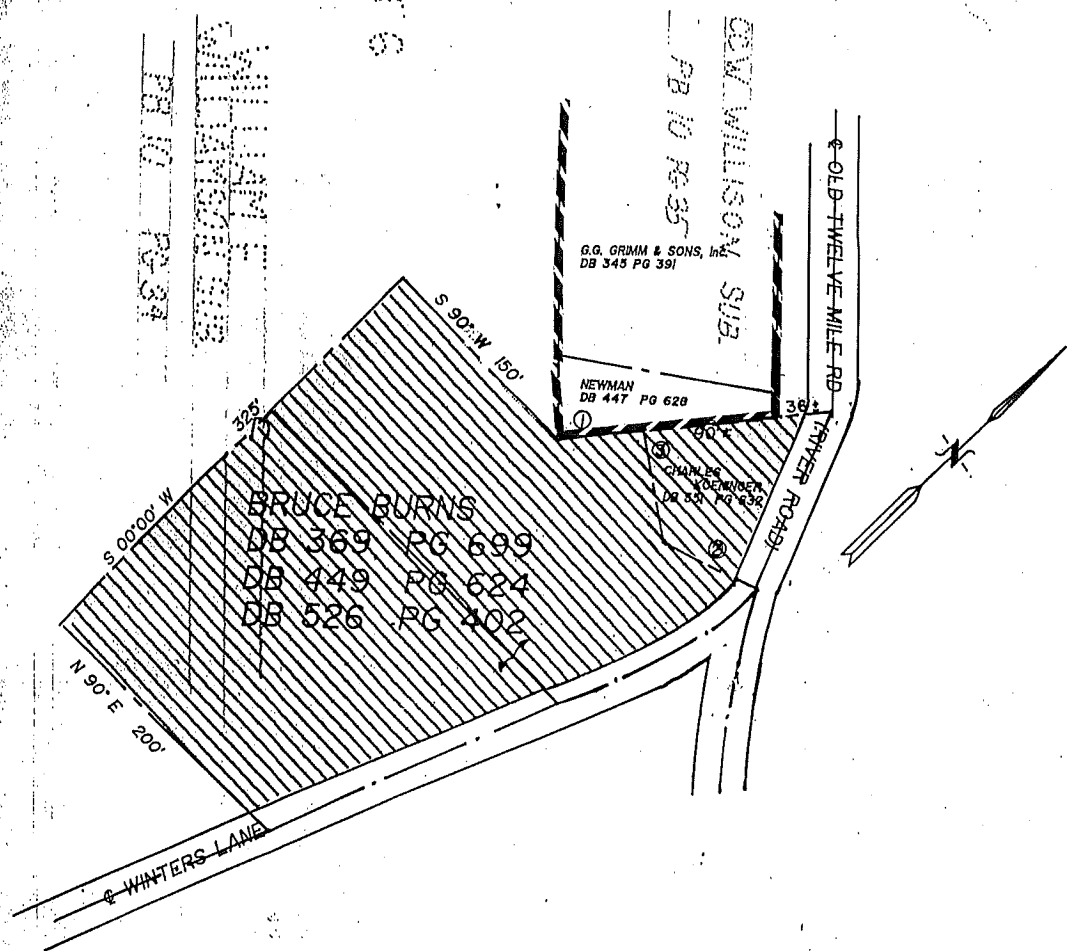
Date: 12-1-94



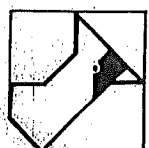
LEGEND

- OLD SUBD BOUNDARY
- PROPERTY LINES
- ROAD CENTERLINE
- - - RIGHT-OF-WAY
- ▨ EXISTING CITY OF HIGHLAND HEIGHTS CORPORATION LINE
- ▨ PROPERTY TO BE ANNEXED

LOTS



BEARING	DISTANCES
① S 39°40' W	50'
② S 71°20' W	70'
③ N 55°38' W	77'



**CITY OF HIGHLAND HEIGHTS
 ANNEXATION DRAWING**

ORDINANCE 26-95

CARDINAL
 ARCHITECTURE
 ENGINEERING
 LAND SURVEYING

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

Drawn By:	KGH/JGK
Date:	6-20-95
Scale:	1"=100'
File No.	