

June 6, 2002

June 21, 2002

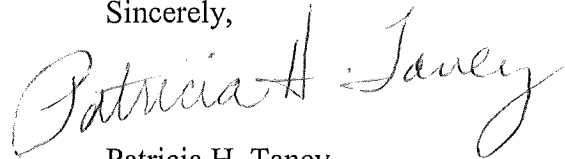
Mr. John Y. Brown III
Secretary of State
Capitol Building
Frankfort Kentucky 40601

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY H. Allison

Enclosed is Ordinance Number 2002-O-09, which annexes certain unincorporated territories, lying contiguous and adjacent to the City of Independence. City council adopted this ordinance at its regular council meeting that was held on Monday, June 3, 2002. The legal descriptions of the parcels annexed are attached to the ordinance.

If you need anything further or have questions regarding this annexation, please don't hesitate to call me at 859-356-5302.

Sincerely,



Patricia H. Taney
City Clerk

pht/
Attachment

CITY OF INDEPENDENCE, KY.
ORDINANCE NO. 2002-O- 09

**AN ORDINANCE ANNEXING TO AND MAKING A PART OF THE
INCORPORATED TERRITORY OF THE CITY OF INDEPENDENCE,
KENTUCKY, CERTAIN UNINCORPORATED TERRITORY LYING
CONTIGUOUS AND ADJACENT TO THE CITY OF INDEPENDENCE**

WHEREAS, the City Council deems it to be in the best interests of its citizens and in the best interests of any persons that will reside in the homes built in this vacant unincorporated territory, said territory being contiguous and adjacent to the present City Limits, that said territory be annexed to and become a part of the corporate territory of the City of Independence, Kentucky;

WHEREAS, each owner of record of the land to be annexed has given prior consent to the annexation;

NOW THEREFORE, pursuant to KRS Chapter 81A(412), the City Council of the City of Independence, Kentucky, does ordain as follows:

SECTION I

That it is hereby adopted that the hereinafter described unincorporated territory lying contiguous and adjacent to the present City Limits of the City of Independence, Kentucky, is annexed and made a part of the corporate territory of the City of Independence, Kentucky.

SECTION II

Said territory hereby annexed is bound and described as follows, to wit:

SEE ATTACHED LEGAL DESCRIPTIONS

EXHIBIT A

SECTION III

Said ordinance shall be published according to law.

SECTION IV

All ordinances, resolutions, minutes of meetings, or parts thereof, in conflict herewith, are to the extent of such conflict, hereby repealed.

SECTION V

If any section, paragraph or clause of this ordinance be held by a proper court to be invalid, such invalidity shall not affect the remaining sections, paragraphs or clauses, it being expressly declared that the remainder of said ordinance would have been passed despite such invalidity.

Thomas M. Kreige
THOMAS M. KREIGE, Mayor
City of Independence, Kentucky

ATTEST:

Patricia H. Taney
Patricia H. Taney, City Clerk

First reading: March 4, 2002

Second reading: June 3, 2002

Ayes: 5

Nays: 0

Publication: _____

Raymond Erpenbeck Consulting Engineers

ENGINEERS • SURVEYORS • PLANNERS

4205 DIXIE HWY • ELSMERE, KY 41018 • (606) 727-4200 FAX (606) 342-5852

PARCEL A

LEGAL DESCRIPTION

Parcel Zoned R-1C

William Woods Subdivision

Being a parcel of land located on the south side of Bristow Road (KY 538) in Kenton County, Kentucky and being more particularly described as follows:

Beginning at a point in the center of Bristow Road and a common corner with Cain (DB 388, page 67); thence with Cain S 64° 13' 58" W, 1,162.08 feet to a point; thence S 28° 40' 33" E, 1,211.74 feet to a corner with Cain and in the line with Carpenter (DB 453, page 242); thence with Carpenter S 03° 16' 18" E, 330.00 feet to a corner with Schroder (DB 149, page 297); thence with Schroder S 78° 48' 38" W, 742.50 feet to a point; thence N 17° 23' 07" W, 504.34 feet to a corner with Thoerner (I-24, Ph 215) thence with Thoerner N 15° 59' 50" W, 510.80 feet to a corner with Spillman et al (DB 386, page 78); thence with the north line of the Leland Philpot Land Division (DB 15, page 5) N 15° 20' 52" W, 884.70 feet to a corner Audas (DB 199, page 34); thence with Audas N 59° 10' 08" E, 1,827.38 feet to a point in the center of Bristow Road; thence with the center of Bristow Road S 77° 57' 00" E, 98.09 feet to a point; thence S 73° 56' 37" E, 118.88 feet to a point; thence S 71° 39' 06" E, 101.72 feet to a point; thence S 69° 52' 41" E, 67.48 feet to a point; thence S 67° 26' 45" E, 79.83 feet to a point; thence S 64° 30' 05" E, 18.62 feet to a point; thence S 63° 06' 41" E, 36.08 feet to a point; thence S 59° 27' 16" E, 65.40 feet to a point; thence S 57° 23' 48" E, 256.15 feet to a point; thence S 51° 03' 15" E, 78.66 feet to a point; thence S 34° 52' 51" E, 81.90 feet to a point; thence S 25° 53' 37" E, 112.60 feet to the Point of Beginning. Containing 83.98 acres.

Being all the remaining property as described in DB 426, page 349 as recorded in the County Clerks office at Independence, Kentucky.

Project No.: 02-392

Raymond Expenbeck Consulting Engineers

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PARCEL B

LEGAL DESCRIPTION

Schroder Property
to be Rezoned to R-1D

Being a parcel of land located north of Maher Road and east of Banklick Road in Kenton County, Kentucky and being more particularly described as follows:

Beginning at a point in the north right of way of Maher Road and a corner with Johnson (DB 139, page 319); thence with Johnson N 51° 58' 18" E, 337.5 feet to a point; thence S 46° 36' 24" E, 300.1 feet to a point in the line with Messe (DB 133, page 350); thence with Messe N 50° 00' 46" E 1,608.4 feet to a point in the line with Carpenter (DB 453, page 242); thence with Carpenter N 03° 16' 18" W, 283.5 feet to a corner with Arlinghaus Builders (DB 426, page 349); thence with Arlinghaus S 78° 41' 55" W, 742.1 feet to a point; thence N 17° 23' 07" W, 497.4 feet to a corner with Thoerner (Vol I-24, Ph 215); thence with Thoerner S 66° 54' 25" W, 1,353.8 feet to a corner with Bates (DB 113, page 177); thence with Bates S 67° 44' 51" W, 734.8 feet to a corner with Young (DB 142, page 88) thence S 50° 55' 17" E, 267.9 feet to a point in the east right of way of Banklick Road; thence with Banklick Road N 25° 51' 11" E, 40.3 feet to a point in the south right of way of Maher Road; thence crossing Maher Road and continuing with Banklick Road N 15° 11' 22" W, 62.7 feet to a point in the north right of way line of Maher Road; thence with Maher road S 54° 14' 12" E, 89.7 feet to a point; thence S 49° 10' 04" E, 231.1 feet to a point; thence S 48° 51' 29" E, 857.2 feet to the Point of Beginning.

Containing 53.5 acres

Being all the remaining property as described in DB 149, page 297 as recorded in the County Clerks office at Independence, Kentucky.

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PARCEL C

LEGAL DESCRIPTION

Parcel to be Rezoned to R-1D

Young Property

Being a parcel of land located on the north side of Maher Road and west of Banklick Creek in Kenton County, Kentucky and being more particularly described as follows:

Beginning at a point in the north right of way line of Maher Road and in the common line with Wright (DB 204, page 264); thence with Wright N 44° 48' 59" E, 1,053.3 feet to a point; thence N 17° 17' 02" E, 688.9 feet to a corner with Glenhurst (Vol I-302, page 197); thence with Glenhurst N 45° 13' 12" E, 221.6 feet to a point in the line with Jump (DB 97, page 529); thence with Jump S 06° 12' 57" W, 1,015.2 feet to a point; thence continuing with Jump S 85° 49' 10" E, 1,096.6 feet to a corner with Works (DB 220, page 99); thence with Works S 65° 28' 58" E, 1,446.7 feet to a point in the line with Thoener (DB 24, page 215); thence with Thoener S 32° 41' 53" W, 188.4 feet to a corner with Bates (DB 113, page 177); thence with Bates S 19° 36' 51" W, 513.3 feet to a corner with Schroder (DB 149, page 297); thence S 04° 41' 06" E, 255.4 feet to a point in the north right of way line of Maher Road; thence with Maher Road N 88° 49' 48" W, 44.1 feet to a point; N 85° 13' 45" W, 66.1 feet to a point; N 74° 02' 54" W, 217.3 feet to a point; N 69° 52' 24" W, 334.4 feet to a point; N 71° 31' 32" W, 735.0 feet to a corner with Loman (DB 102, page 309); thence with Loman N 23° 05' 26" E, 196.4 feet to a point; thence N 69° 42' 55" W, 208.2 feet to a point; thence S 22° 25' 42" W, 202.6 feet to a point in the north right of way line Maher Road; thence with Maher Road N 71° 24' 54" W, 1,579.6 feet to the Point of Beginning.
Containing 71.6 acres.

Being all the remaining property as described in DB 142, page 88 as recorded in the County Clerks office at Independence, Kentucky

Project No.: 02-393



VIOX & VIOX, INC.

Consulting Engineers & Surveyors

PARCEL D

DESCRIPTION PARCEL TO BE REZONED R-1D

A parcel of land lying on the southerly side of Hogreffe Road in Kenton County Kentucky and being more particularly described as follows:

Beginning at a point in the center line of Hogreffe Road in the easterly line of Glenhurst Development LLC, (Book I-295, Page 190 of the Kenton County Clerks Records in Independence) thence

Along said easterly line as follows:

S 7-23-55 E - 612.07 feet

S 7-58-07 E - 277.03 feet

S 89-00-34 E - 33.00 feet

S 23-44-51 W - 505.15 feet

S 18-38-48 E - 907.50 feet

S 46-02-37 W - 221.62 feet to a point in the southerly line of said Glenhurst Development LLC, thence

Along said southerly line as follows:

N 60-26-31 W - 1129.92 feet

N 71-49-31 W - 44.18 feet

N 71-49-31 W - 391.42 feet

N 78-49-31 W - 73.25 feet to a point in the center line of an overhead electric transmission line thence

Along the center line of said overhead electric transmission line,

N 18-03-23 E, a distance of 1981.17 feet to a point in the center line of Hogreffe Road thence

Along the center line of said Hogreffe Road as follows:

S 82-04-25 E - 33.24 feet

S 82-04-25 E - 91.82 feet

S 83-21-48 E - 155.84 feet

S 87-23-52 E - 70.52 feet

S 83-38-44 E - 56.86 feet

S 80-52-58 E - 38.12 feet

S 76-38-57 E - 26.78 feet

S 73-19-18 E - 28.46 feet

S 66-39-26 E - 23.88 feet

S 61-47-29 E - 30.34 feet

S 56-38-11 E - 20.94 feet

S 55-47-42 E - 25.13 feet

S 54-15-09 E - 37.97 feet

S 55-51-43 E - 59.48 feet

466 Erlanger Road
Erlanger, Kentucky 41018

Tel: 606-727-3293
Fax: 606-727-8452
e-mail: viox@nkol.net



VIOX & VIOX, INC.

Consulting Engineers & Surveyors

PARCEL E

DESCRIPTION

PARCEL TO BE REZONED R-1F

A parcel of land lying on the northerly side of Maher Rd. in Kenton County Kentucky and being more particularly described as follows:

Beginning at a point in the northerly right of way line of Maher Rd, said point being the most southwesterly corner of lot 37 Glenhurst Subdivision. Section 2, Also said point also being in the county line between Boone and Kenton Counties and running thence

Along the westerly line of Glenhurst Subdivision and along the said county line, N 5-36-10 W a distance of 1093.45 feet to the most northwesterly corner of Glenhurst Subdivision Section 3 thence

Continuing along said county line and also along the westerly lines of Glenhurst Development LLC. And H & C Properties, N 5-36-10 W a distance of 784.10 feet to the most northwesterly corner of H & C Properties thence

Along said northerly line N 82-31-20 E a distance of 395.71 feet to the most southwesterly corner of H & C Properties (Deed Book 462 Page 67 as recorded in the Kenton County Clerks records in Independence) thence

Along the westerly line of said H & C Properties, N 16-10-39 W a distance of 1428.59 feet to a point thence

Continuing along said westerly line N 7-01-32 E a distance of 1375.69 feet to the most northwesterly corner of said H & C Properties thence

Along the northerly line of said H & C Properties S 80-01-03-E a distance of 1003.92 feet to a point thence

Along the easterly line of said H & C Properties S 5-45-23-W a distance of 1415.39 feet to a point in the centerline of Hogreffe Rd. thence

Along the centerline of said Hogreffe Rd. as follows:

S 86-57-17 E - 336.08 feet

S 85-48-52 E - 351.98 feet

N 87-48-17E - 40 feet

N 77-11-30E - 49.8 feet

N 67-42-30E - 40.00 feet

N 63-54-30E - 90.37 feet to the most northeasterly corner of said H & C Properties thence

Along the easterly line of said H & C Properties S 3-05-18 E a distance of 212.59 feet to a point thence

Along said easterly line S 21-31-18 E a distance of 100.00 feet thence

Along said easterly line S 86-31-18 E a distance of 87.56 feet to a point in the westerly line of Glenhurst Development, LLC. (Book 1 248, Page 51 of the Kenton County Clerks records in Independence) thence

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CERTIFICATION OF CITY RECORD

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Independence, Kentucky, and as such City Clerk I further certify that the foregoing is a true, correct and complete copy of Ordinance No. 2002-O-09 duly adopted by the City Council of the City of Independence on the 3rd day of June 2002 and signed by the Mayor as evidence of the approval thereof, and now in full force and effect, all as appears from the official records of the City of Independence in my possession and under my control.

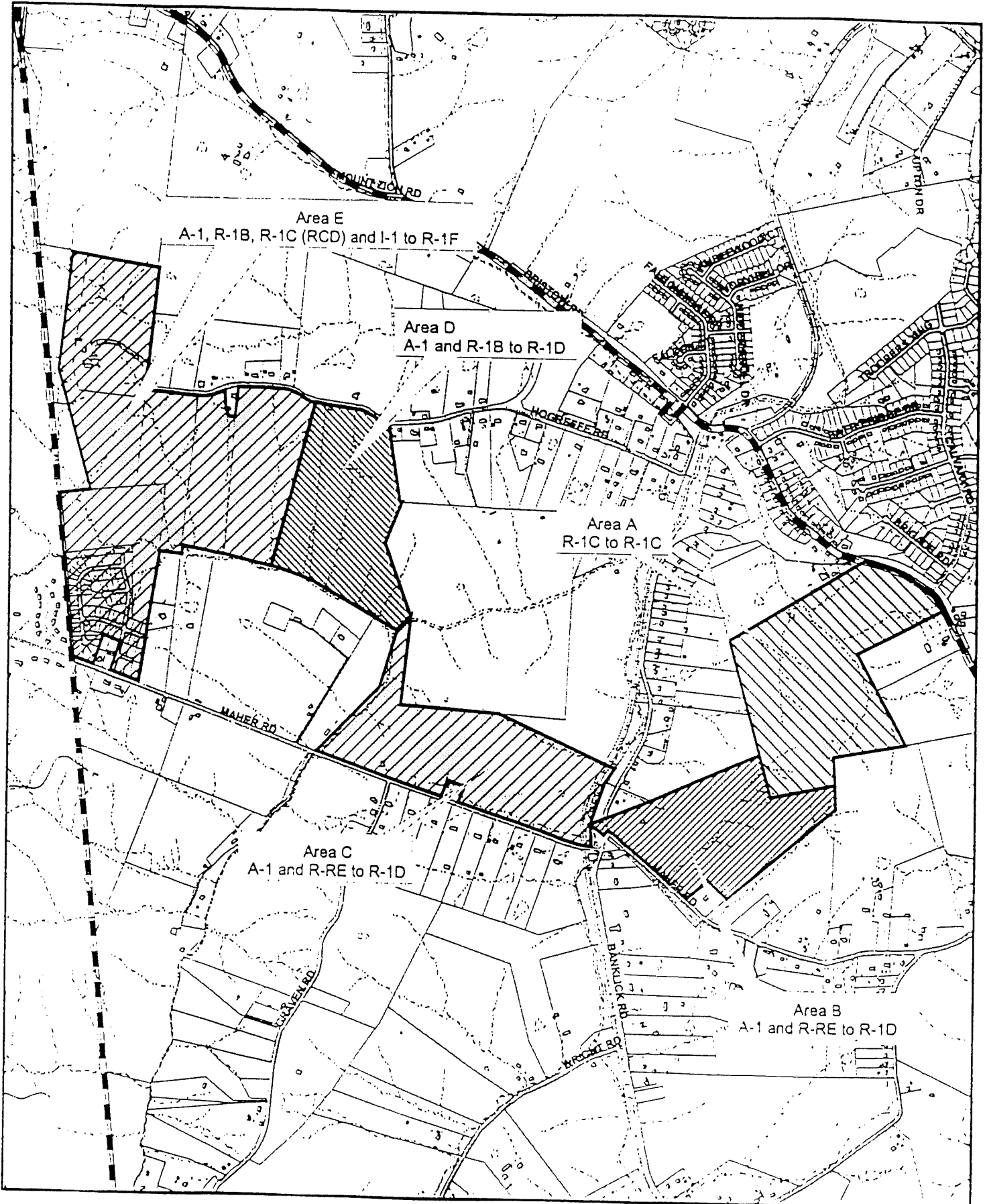
WITNESS my hand and the Seal of the City as of the 18th day of June, 2002.

[SEAL]

Patricia H. Taney
Patricia H. Taney, City Clerk
City of Independence, Ky.

Subscribed and sworn to before me by Patricia H. Taney, City Clerk, this, the 18th day of June, 2002.

Linda K Fender
Notary Public
My Commission Expires on Feb 25, 2004



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