



LOUISVILLE METRO COUNCIL
CLERK'S OFFICE

I, SONYA HARWARD, CLERK OF THE METRO COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND CUSTODIAN OF THE ORIGINAL ROLLS OF THE CITY OF LOUISVILLE ORDINANCES, JEFFERSON COUNTY ORDINANCES, LOUISVILLE JEFFERSON COUNTY METRO GOVERNMENT ORDINANCES, PUBLIC RECORDS, PAPERS AND DOCUMENTS OF THE FORMER BOARD OF ALDERMEN OF THE CITY OF LOUISVILLE, FISCAL COURT OF JEFFERSON COUNTY AND LOUISVILLE METRO GOVERNMENT, AND PURSUANT TO SECTION 83A.060 OF THE KENTUCKY REVISED STATUTES, I DO HEREBY CERTIFY THAT THE ATTACHED IS A FULL AND TRUE COPY OF:

ORDINANCE NO. 012, SERIES 2021

AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE THE ANNEXATION BY THE CITY OF INDIAN HILLS OF PHOENIX HILL COURT

DATED THIS 12TH DAY OF FEBRUARY 2021.

SONYA HARWARD, CLERK
LOUISVILLE METRO COUNCIL
LOUISVILLE/JEFFERSON COUNTY
METRO GOVERNMENT

SEAL

RECEIVED AND FILED
DATE March 22, 2021

MICHAEL G. ADAMS
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Karlie Adkins

ORDINANCE NO. 012, SERIES 2021**AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE
THE ANNEXATION BY THE CITY OF INDIAN HILLS OF PHOENIX HILL
COURT****SPONSORED BY: COUNCIL MEMBERS REED AND MCCRANEY**

WHEREAS, on November 19, 2020 the City Council of the City of Indian Hills, Kentucky voted in favor of an ordinance to annex the property known as Phoenix Hill Court and identified by the Jefferson County Clerk at Plat and Subdivision Book 36, Page 52; and

WHEREAS, Phoenix Hill Court is a group of 8 lots with street access through the City of Indian Hills; and

WHEREAS, the City Council of the City of Indian Hills stated in its Ordinance No. 1, Series 2020, that 100% of the property owners of the territory sought to be annexed executed written consents in favor of annexation by the City of Indian Hills (a copy of the signatures is attached hereto on Exhibit B from the City of Indian Hills); and

WHEREAS, the City of Indian Hills believes it is in a position to provide municipal services to the area proposed for annexation; and

WHEREAS, the written consent forms signed by the property owners acknowledged the annexation would result in property tax increase as well as additional city services to be provided by the City of Indian Hills; and

WHEREAS, the City of Indian Hills is not required to hold a public meeting regarding the proposed annexation because it has 100% consent of affected property owners; and

WHEREAS, the City of Indian Hills filed a request on December 31, 2020 with the Office of the Metro Council Clerk requesting that the Louisville Metro Council approve the annexation of the property described above (a copy of which is attached hereto); and

WHEREAS, KRS 67C.111(3) requires the City of Indian Hills obtain approval of the annexation from Louisville Metro Council prior to the City of Indian Hills proceeding with the annexation requirements under KRS Chapter 81A; and

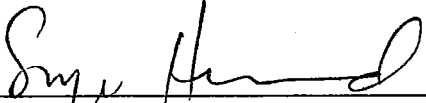
WHEREAS, KRS 67C.111(3) gives Louisville Metro Council the authority to approve or deny annexation requests "by ordinance and within sixty (60) days of the receipt of the request" and if Louisville Metro Council does not act within "sixty (60) days, the request for a city to proceed with an annexation proposal shall be deemed to be approved"; and

WHEREAS, for the reasons stated above Louisville Metro Council wishes to proceed with approval of the City of Indian Hills' annexation ordinance to become effective upon passage and approval.

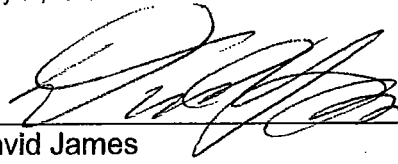
NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) AS FOLLOWS:

SECTION I: Metro Council hereby approves the annexation of the property known as the Phoenix Hill Court proposed by the City of Indian Hills in its Ordinance No. 1, Series 2020 on November 19, 2020 (attached hereto) pursuant to its authority under KRS 67C.111(3).

SECTION II: This ordinance shall take effect on passage and approval.



Sonya Harward
Metro Council Clerk



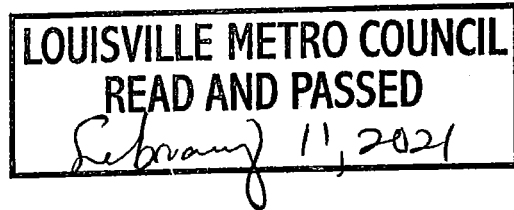
David James
President of the Council

February 11, 2021

Approval Date

APPROVED AS TO FORM:

Michael J. O'Connell
Jefferson County Attorney



By: Rain M Ferguson

O-019-21 Ordinance approving Phoenix Hill Court Annexation Proposal from Indian Hills (TF)

WALTER L. CATO, JR.*
FINN CATO†

CATO & CATO
ATTORNEYS AT LAW
2950 Breckenridge Lane Suite 3
Louisville, Kentucky 40220
Office (502) 456-2100 • Fax (502) 456-2175 • Cell (502) 333-0848
walterlcatojr@gmail.com, finncato@catolawoffice.com

Licensed in:
*†Kentucky
†New York
†Washington DC

December 31, 2020

Honorable Sonya Harward
Louisville Metro Council Clerk
601 West Jefferson Street
Louisville, Kentucky 40202

Sent via email to metrocouncilclerk@louisvilleky.gov


RE: City of Indian Hills Annexation Request – Phoenix Hill Court

Dear Ms. Harward,

I represent the City of Indian Hills, Kentucky. The owners of eight properties adjacent and contiguous to the City of Indian Hills, fully comprising Phoenix Hill Court, have unanimously asked to become annexed into the City of Indian Hills. The City of Indian Hills has obtained detailed, written consents from each of the property owners, and the City of Indian Hills has passed and enacted an ordinance approving annexation subject to Louisville Metro Council approval.

I am enclosing a certified copy of the ordinance, the survey plat, land description and consent forms reflecting the unanimous consent of the property owners. The City of Indian Hills respectfully requests approval of the annexation by the Louisville Metro Council.

Please let me know at your convenience when this annexation approval will come up for discussion and if I may provide any additional information or assistance. I am also copying the Chair of the Government Oversight and Audit Committee and the Louisville Metro Council representatives for Indian Hills.

Sincerely,

Finn Cato
Counsel, City of Indian Hills

cc: Brent Ackerson, Metro Council District 26, Chair, Government Oversight and Audit Committee
Scott Reed, Metro Council District 16
Paula McCraney, Metro Council District 7
Chip Hancock, Mayor, City of Indian Hills

Enclosure