

CITY CLERK'S CERTIFICATION: KRS 81A.470 FILINGS

I certify I am the duly qualified City Clerk of the City of Kevil, Kentucky, and the following ___ pages of Ordinance No. 2012-12 is a true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on December 27, 2012, all as appears in the official records of said City.

WITNESS, my hand and Seal, this 7th day of November, 2013.


(Signature of City Clerk)

(Seal)

RECEIVED AND FILED
DATE November 25, 2013

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Janice Adkins

ORDINANCE 12- 12

WHEREAS, Ordinance No. 1994-20 was previously enacted, annexing Lots 45 and 46 in Phase 2 of Whispering Oaks subdivision as well as all of Phase 3 (containing Lots 75, 76, 77, 94, 95, 96 and Lots 99 through 122) at that time owned by developer John Summers, by the Kevil City Council; and

WHEREAS said annexation was by consent at the request of the owner of said property, namely Mr. John Summers, and

WHEREAS the City wishes to comply with the requirements of amended KRS 89A.470 effective July 1, 2009 and the final ordinance specifically annexing the properties mentioned above cannot be located; and

WHEREAS the City Clerk of the City of Kevil has certified the minutes from the City Council meeting of September 12, 1994 in which it is noted that the property owner John Summers requested that Lots 45 and 46 in Phase 2 of Whispering Oaks subdivision and all of Phase 3 of Whispering Oaks subdivision be annexed by the City. A copy of said minutes is attached hereto as Exhibit 2; and

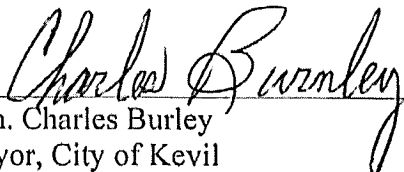
WHEREAS Mr. Summers has executed an affidavit confirming that it was his request and the annexation did in fact take place which is attached hereto as Exhibit 3.

THEREFORE, be it and it is hereby ordained, by the City Council of the City of Kevil that the territory described in Ordinance 1994-20, being Lots 45 and 45 of Phase 2 of Whispering Oaks subdivision and all of Phase 3 of the Whispering Oaks subdivision it is hereby annexed to and incorporated in the territorial boundaries of the City of Kevil, *nunc pro tunc* effective September 12, 1994.

Further the description of the annexed territory is incorporated herein in Exhibit 1 plat attached hereto.

This ordinance shall become effective after passage and publication as required by law.

The preceding ordinances were enacted at its first reading on December 3, 2012, and a second reading on Dec. 27, 2012.



Hon. Charles Burley
Mayor, City of Kevil

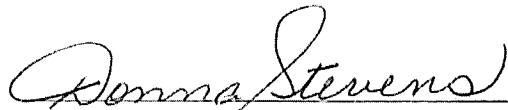
Attest: 

Donna Stevens, City Clerk

CERTIFICATION

I hereby certify that the above is a true and correct copy of Ordinance No. 12- 12 of the City of Kevil at a duly convened meeting held on 12-27-12 all as appears in the official records of the City.

Witness my hand and seal this the 27th day of Dec, 2012.



Donna Stevens, City Clerk

COMMONWEALTH OF KENTUCKY)
)
) :SS.
COUNTY OF _____)

AFFIDAVIT

Comes the affiant John Summers after first being duly sworn and does hereby state and deposes as follows:

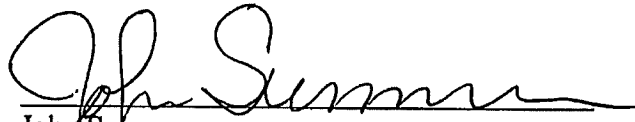
1. My name is John Summers. I am over the age of 18 and a citizen and resident of the Commonwealth of Kentucky

2. On September 12, 1994 I was the owner of Lots 45 and 46 of Phase 2 of the Whispering Oaks subdivision as well as all of Phase 3. This portion of Whispering Oaks subdivision is located within Ballard County and all of said property was contiguous to the then city limits of the City of Kevil.

3. I approached the Kevil City Commission and requested that the properties named herein be voluntarily annexed into the city limits of Kevil.

That voluntary annexation took place in September 1994.

Further the affiant saith naught

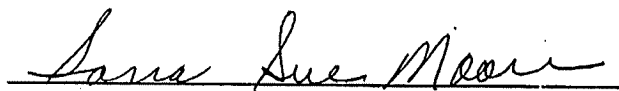

John Summers

COMMONWEALTH OF KENTUCKY)
)
) :SS
COUNTY OF Ballard)

Subscribed, sworn to and acknowledged before me by John Summers on this ~~February~~ ^{November} 5, 2012.

My Commission Expires:

6 - 7 - 2014


I D 421400

CITY OF KEVIL SPECIAL MEETING

December 27, 2012

10:00 am

The council for the City of Kevil met in a Special session on December 27, 2012 at 10:00 am.

Motion was made by Jerry Summers and second by Rhonda Lange for second reading on Ordinances 2012-8, 2012-9, 2012-10 for annexing certain properties unincorporated territory into the City of Kevil. Motion carried.

Motion was made by Jerry Summers and second by Rhonda Lange on Resolution 2012-11 of commendation and recognition of the service of Charlie Trice as Kevil City Councilman. Motion carried.

Motion was made by Jerry Summers and second by Rhonda Lange on 13 Resolutions (2012-13 thru 2012-25) for adopting a modern and accurate legal description of territory previously annexed by ordinance in the City of Kevil. Motion carried.

Motion was made by Jerry Summers and second by Rhonda Lange on first reading of Ordinance 2012-12 annexing certain properties according to prior ordinance 1994-20. Motion carried.

Motion was made by Rhonda Lange and second by Jerry Summers to adjourn. Motion carried.

Present was Charles Burnley, Rhonda Lange, Clyde Elrod, Charlie Trice, Jerry Summers and Donna Stevens. Also present was Jeff Alford, Rod Martin and Jason Enlow.

Donna Stevens

