

RECEIVED AND FILED

DATE Sept 30, 2014

ROBERTSON COUNTY
ORDIN 1 PG149

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature

DOCUMENT NO: 12767
KELSON D. GRIFFIN, CLERK
COUNTY CLERK: STEPHANIE A. BOJACKI
COUNTY: ROBERTSON COUNTY
BOOK: ORDIN PAGE: 149 - 156 ORDIN

COMMONWEALTH OF KENTUCKY
CITY OF MOUNT OLIVET
Ordinance No. 13-C-004

Signed: JLJ

AN ORDINANCE ANNEXING TO THE CITY OF MOUNT OLIVET,
KENTUCKY CERTAIN TERRITORY OF LAND CONTIGUOUS
VIA CORRIDOR TO THE EXISTING CITY LIMITS OF MOUNT OLIVET, KENTUCKY

WHEREAS, heretofore, the City of Mount Olivet, Kentucky adopted an Intent to Annex Ordinance on 7 October 2013; and

WHEREAS, the City Council has determined that the hereinafter described territory is urban in character and/or suitable for development for urban purposes by reason of commercial, industrial, and educational use of land; and

WHEREAS, the City Council has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, pursuant to KRS 81A.425, notice was sent by first class mail to each property owner listed on the records of the Robertson County Property Valuation Administrator as of 1 January 2013; and

WHEREAS, said notice was mailed no later than fourteen (14) days prior to the meeting at which the ordinance proposing the annexation and stating the intention of the City of Mount Olivet to annex the territory received its second readings;

WHEREAS, Ordinance No. 13-C-003 proposing the annexation was duly read in accordance with the Kentucky Revised Statutes, and was published and went into effect on 17 October 2013; and

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 13-C-003 went into effect, and no petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A.420; and

WHEREAS, all notices required by the Kentucky Revised Statutes have been provided and/or published according to law;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT OLIVET, that the City of Mount Olivet hereby ratifies the Mayor's signature upon and approves any and all documents necessary to effectuate the intent of this ordinance and further, the City hereby annexes the following described unincorporated area and makes it part of the City of Mount Olivet, Kentucky:

SEE PROPERTY DESCRIPTION ATTACHED AS EXHIBIT A
AND INCORPORATED HEREIN BY REFERENCE

This ordinance shall take effect upon its passage, approval, and publication. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith are to the extent of such conflict hereby repealed.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOUNT OLIVET, KENTUCKY,
this 16 January 2014.



Lirda Reed, Mayor

At a meeting of the City Council of the City of Mount Olivet, Kentucky held on 10 February 2014 on motion made by Council member Phyllis Burns and seconded by Council member Anthony Henson, the foregoing ordinance was adopted, after full discussion by the following vote:

<u>Yes</u>	Phyllis Burns
<u>Yes</u>	Douglas Wright
<u>Yes</u>	Sammie Richmond
<u>Yes</u>	Anthony Henson
<u>Yes</u>	Toni Curry
<u>Yes</u>	Sarah Cracraft

Passed on 1st reading: 16 January 2014.
Adopted on the 2d reading: 10 February 2014.
Recorded by Clerk: 10 February 2014.
Signed by Mayor: 10 February 2014.
Published in Full: 21 February 2014.

ATTEST:



Ruth Ross, City Clerk

Index:

ROBERTSON COUNTY
ORDIN1 PG151

CERTIFICATE

I hereby certify that I am an attorney licensed to practice law in the Commonwealth of Kentucky, that I prepared the above Ordinance of the City of Mount Olivet, Kentucky.



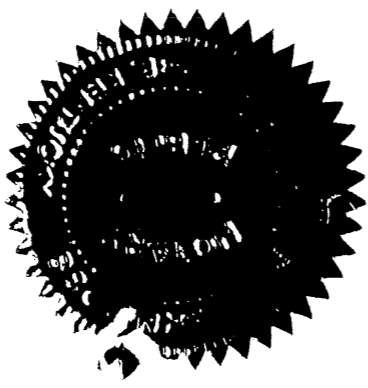
W. Kelly Caudill, City Attorney
ROYSE, ZWEIGART, KIRK, BRAMMER & CAUDILL
215 Stanley Reed Court
Maysville, Kentucky 41056
606-564-4012

CITY CLERK'S CERTIFICATION

I certify that I am the duly qualified City Clerk of the City of Mount Olivet, Kentucky, and the following 8 pages of Ordinance No. 13-C-4 is a true, correct, and complete copy duly adopted by the City Commission at a duly convened meeting held on 16 January 2014, all as appears in the official records of said City.

WITNESS my hand and seal, this 21 February 2014.


Ruth Ann Ross, City Clerk





TRANSPORTATION CABINET

Department of Highways District 6 Office
421 Buttermilk Pike
Covington, KY 41017
(859) 341-2700

Michael W. Hancock, P.E.
Secretary

Steven L. Beshear
Governor

May 5, 2014

The Honorable Linda Reed
Mayor, City of Mt. Olivet
P.O. Box 166
Mt. Olivet, KY 41064

Dear Mayor Reed,

In response to an inquiry from the City of Mt. Olivet, the Kentucky Transportation Cabinet generally does not oppose nor concur with the annexation issues of local communities. The inquiry involves the following routes

- US 62 (Sardis Road) MP 10.96 to MP 12.4
- KY 616 (Mt. Pleasant Road) MP 6.3 to MP 6.5

The KYTC wishes to remain neutral regarding this matter with the understanding that the Cabinet still controls all right of way along these routes.

Further, included with this letter, the Kentucky Transportation Cabinet has drafted the attached Resolution for the approval of Mt. Olivet City Council to accept maintenance responsibility for any sidewalks or pedestrian/bicycle facilities that are constructed on State right-of-way within the City limits of Mount Olivet. The Kentucky Transportation Cabinet will continue to own and maintain right-of-way from edge of paved shoulder to edge of paved shoulder, or where curbs exist, from back of curb to back of curb.

By this letter the KYTC has no opposition to the efforts of the City of Mt. Olivet to proceed with the annexation effort of the route listed above, including the KYTC right of way. Should you have additional questions regarding this matter, please do not hesitate to contact this office.

Respectfully,

Robert A. Hans, P.E.
Chief District Engineer

Enclosures
cc: Kevin Rust



An Equal Opportunity Employer M/F/D

RESOLUTION

WHEREAS, the City of Mount Olivet, (Robertson County, KY) wishes to annex land to be a part of the City of Mount Olivet; and

WHEREAS, this annexation into the City of Mount Olivet may include Right of Way owned by the Kentucky Transportation Cabinet; and

WHEREAS, this Right of Way will continue to be owned and maintained by the Kentucky Transportation Cabinet from edge of paved shoulder to edge of paved shoulder, or where curbs exist from back of curb to back of curb; and

WHEREAS, any sidewalks or pedestrian/bicycle facilities constructed on State Right of Way within the City limits of Mount Olivet will be the sole maintenance responsibilities of the City of Mount Olivet;

NOW THEREFORE, the City of Mount Olivet resolves that the City will accept maintenance responsibility for State Owned Right of Way outside of the edge of paved shoulders or where curbs exist, outside of the back of the curbs, including the maintenance of all sidewalks or pedestrian/bicycles facilities;

A vote was taken on this resolution; the result is as follows:

AYES

NAYS

Sarah Cracraft
Douglas Wright
Anthony Henson
Toni Curry
Sammi Richmond
Phyllis Burns

Signed and adopted this 5 day of May, 2014 by the City of Mount Olivet, Robertson County, Kentucky.

Linda Reed

Mayor, Linda Reed
Mount Olivet, KY

BOUNDARY DESCRIPTION OF ANNEXATION

PORTION OF ROBERTSON COUNTY BOARD OF EDUCATION **33.299** AC PARCEL
FOR THE NEW ROBERTSON COUNTY SCHOOL

INTERSECTION OF U.S. HIGHWAY 62 & KENTUCKY HIGHWAY 616
AND PORTION U.S. 62 RIGHT OF WAY & KENTUCKY 616 RIGHT OF WAY
ROBERTSON COUNTY, KENTUCKY

26.380 ACRES TOTAL ANNEXATION

Being a **26.380 acre** parcel of land adjacent to the existing City Limits of Mount Olivet, Robertson County, Kentucky and being more particularly described as being a portion of The New Robinson County School located at the southwest intersection of U.S. Highway 62 and Kentucky Highway 616, AKA South Mount Pleasant Road and also a portion of U.S. Highway 62 and Kentucky Highway 616 and being further described as follows:

Beginning at a PK Nail with cap set at a point in the centerline of U.S. Highway 62 at the existing City Limits of Mount Olivet, Kentucky; said point also being further identified as **Kentucky State Plane Coordinates-North Zone NAD83) N 376895.12 and E 1703717.69 in the existing City Limits of Mount Olivet, Kentucky;** thence with the existing City Boundary, S 23°43'53" E a distance of 31.25' to a concrete monument in the south right of way line of U.S. Highway 62; thence with the south right of way of **U.S. Highway 62** the following twenty-four (24) courses and distances to points in the **Right of Way of the highway:**

along a curve turning to the right with an arc length of 395.44', with a radius of 395.26', with a chord bearing of N 76°09'34" E, with a chord length of 379.15';
thence S 75°07'20" E a distance of 109.39';
thence S 68°55'26" E a distance of 348.05';
thence with a curve turning to the right with an arc length of 294.95', with a radius of 393.11', with a chord bearing of S 47°25'45" E, with a chord length of 288.08';
thence S 23°45'01" E a distance of 62.41';
thence S 19°36'10" E a distance of 266.88';
thence with a curve turning to the left with an arc length of 314.37', with a radius of 296.54', with a chord bearing of S 54°46'23" E, with a chord length of 299.86';
thence S 89°23'55" E a distance of 202.47';
thence with a curve turning to the left with an arc length of 277.18', with a radius of 472.79', with a chord bearing of N 69°46'27" E, with a chord length of 273.23';
thence N 48°40'46" E a distance of 252.90';
thence with a curve turning to the right with an arc length of 177.77', with a radius of 211.98', with a chord bearing of N 72°27'11" E, with a chord length of 172.61';

ROBERTSON COUNTY
ORDIN1 PG158

thence with a compound curve turning to the right with an arc length of 80.97', with a radius of 202.76', with a chord bearing of S 60°36'01" E, with a chord length of 80.44',;
thence S 43°56'42" E a distance of 209.53';
thence with a curve turning to the left with an arc length of 215.18', with a radius of 384.16', with a chord bearing of S 61°31'30" E, with a chord length of 212.38';
thence S 81°12'05" E a distance of 286.44';
thence with a curve turning to the left with an arc length of 208.08', with a radius of 703.30', with a chord bearing of N 85°09'44" E, with a chord length of 207.32';
thence with a reverse curve turning to the right with an arc length of 229.44', with a radius of 318.80', with a chord bearing of S 82°08'41" E, with a chord length of 224.52';
thence S 61°18'48" E a distance of 125.50';
thence with a curve turning to the right with an arc length of 194.82', with a radius of 320.39', with a chord bearing of S 43°33'45" E, with a chord length of 191.83';
thence S 24°19'39" E a distance of 168.34';
thence with a curve turning to the left with an arc length of 410.03', with a radius of 416.03', with a chord bearing of S 47°21'27" E, with a chord length of 393.64';
thence S 77°47'35" E a distance of 614.31';
thence with a curve turning to the right with an arc length of 212.53', with a radius of 443.92', with a chord bearing of S 62°41'31" E, with a chord length of 210.51';
thence S 40°50'40" E a distance of 22.27' to a point at the intersection with the west right of way line of Kentucky Highway 616;

thence with the right of way line of **Kentucky Highway 616** the following five (5) courses and distances to points in the right of way line:

S 42°53'05" W a distance of 339.67';
thence S 42°10'50" W a distance of 154.97';
thence S 44°16'13" W a distance of 75.58';
thence S 37°03'00" W a distance of 42.39';
thence with a curve turning to the left with an arc length of 211.34', with a radius of 165.69', with a chord bearing of S 04°13'45" W, with a chord length of 197.30';

thence leaving the right of way line, crossing the State Highway, and with the Robertson County Board of Education (Deed Book 59, Page 636 & Deed Book 60, Page 279) and the recently formed Agriculture District 101-08 Amendment 1 boundary line the following 10 courses and distances to points in the common boundary line:

S 88°09'29" E a distance of 292.83';
thence N 03°54'10" E a distance of 45.12';
thence S 88°00'46" E a distance of 107.56';
thence S 28°35'25" E a distance of 192.12';
thence S 10°11'47" W a distance of 104.79';

ROBERTSON COUNTY
ORDIN1 PG159

thence S 80°40'51" E a distance of 202.78';
thence N 04°48'26" E a distance of 128.83';
thence S 70°46'28" E a distance of 156.95';
thence S 16°34'02" E a distance of 194.76';
thence N 86°48'32" E a distance of 531.58' to a point in the line of
current or former owner, George K. Jones et, ux (Deed Book 40, Page
9);

thence with the line of Jones et, ux, N 03°09'04" E a distance of
308.28' to an iron pin with cap found for a corner to current or
former owner Parisanne Nobel (Deed Book 58, Page 644);

thence with the boundary line of Noble N 01°45'07" E and crossing US
Highway 62, a total distance of 270.87' to a point in the north
right of way line of the highway;

thence with the north right of way line of **U.S. Highway 62** the
following 32 courses and distances to points in the right of way
line:

S 85°21'38" W a distance of 117.27';
thence N 88°11'17" W a distance of 274.75';
thence with a curve turning to the right with an arc length of
341.89', with a radius of 482.85', with a chord bearing of N
69°08'41" W, with a chord length of 334.79',;
thence N 50°34'43" W a distance of 71.27';
thence with a curve turning to the right with an arc length of
175.67', with a radius of 498.55', with a chord bearing of N
38°00'42" W, with a chord length of 174.76',;
thence N 29°36'33" W a distance of 116.00';
thence N 39°01'51" W a distance of 60.51';
thence N 40°50'40" W a distance of 43.73';
thence with a curve turning to the left with an arc length of
246.41', with a radius of 503.92', with a chord bearing of N
62°29'04" W, with a chord length of 243.96',;
thence N 77°47'35" W a distance of 613.82';
thence with a curve turning to the right with an arc length of
352.41', with a radius of 356.03', with a chord bearing of N
47°03'27" W, with a chord length of 338.20',;
thence N 24°19'39" W a distance of 172.09';
thence with a curve turning to the left with an arc length of
232.47', with a radius of 380.39', with a chord bearing of N
43°30'05" W, with a chord length of 228.87',;
thence N 61°18'48" W a distance of 125.78';
thence with a curve turning to the left with an arc length of
273.05', with a radius of 378.80', with a chord bearing of N
82°09'33" W, with a chord length of 267.17',;
thence with a reverse curve turning to the right with an arc length
of 187.95', with a radius of 643.30', with a chord bearing of S
85°01'57" W, with a chord length of 187.28',;
thence N 81°12'05" W a distance of 281.69';

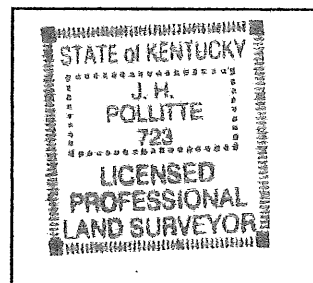
ROBERTSON COUNTY
ORDIN1 PG160

thence with a curve turning to the right with an arc length of 178.98', with a radius of 324.16', with a chord bearing of N 61°25'55" W, with a chord length of 176.72',;
thence N 43°56'42" W a distance of 215.01';
thence N 55°58'30" W a distance of 60.45';
thence N 67°24'55" W a distance of 46.66';
thence with a curve turning to the left with an arc length of 236.95', with a radius of 271.98', with a chord bearing of S 73°24'59" W, with a chord length of 229.53',;
thence S 48°40'46" W a distance of 250.45';
thence with a curve turning to the right with an arc length of 237.79', with a radius of 412.79', with a chord bearing of S 69°47'01" W, with a chord length of 234.51',;
thence N 89°23'55" W a distance of 197.93';
thence with a curve turning to the right with an arc length of 246.29', with a radius of 236.54', with a chord bearing of N 54°48'20" W, with a chord length of 235.31',;
thence N 19°36'10" W a distance of 266.39';
thence N 23°45'01" W a distance of 66.09';
thence with a curve turning to the left with an arc length of 339.82', with a radius of 467.71', with a chord bearing of N 47°21'24" W, with a chord length of 332.40',;
thence N 68°55'26" W a distance of 351.70';
thence N 75°07'20" W a distance of 112.70';
thence with a curve turning to the left with an arc length of 408.90', with a radius of 457.18', with a chord bearing of S 79°08'35" W, with a chord length of 395.40',;
thence S 50°02'16" W a distance of 26.74' to a concrete right of way monument in the north right of way line of U.S. Highway 62 in the existing city limit line of the City of Mount Olivet, Kentucky;
thence with the City boundary line, S 24°09'20" E a distance of 31.18' back to the point of beginning; having an area of 1149095.89 square feet, **26.380 acres more or less** as surveyed by James H. Pollitte of Maysville Survey & Engineering in August 2011 & May 2013. The bearings being correlated to **TRUE North and the Kentucky State Plane Coordinate System North Zone (NAD83)**.

The above described property is subject to all legal easements and rights-of-ways of record for access and utilities.

James H. Pollitte

James H. Pollitte PE, PLS Date: 4/28/14



DOCUMENT NO: 19556
RECORDED ON: May 12, 2014 12:35:00PM
COUNTY CLERK: STEPHANIE A. BOGUCKI
COUNTY: ROBERTSON COUNTY
BOOK: ORDIN1 PAGE: 157 - 157 ORDIN

Signed: JLJ

OVERSIZE MAP INCLUDED WITH
SUBMISSION.

To research the map, contact the
Office of Secretary of State
or the County Clerk.