

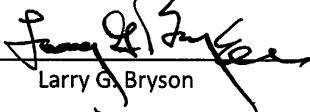
**A SUMMARY OF ORDINANCE NO. 2023-22 ENTITLED "AN ORDINANCE OF INTENT TO ANNEX AN AREA OF PROPERTY IN THE RIGHT-OF-WAY OF A PORTION OF KENTUCKY STATE ROUTE 363 (Keavy Road) and A PORTION OF KENTUCKY STATE ROUTE 1006 (Old Whitley Road) and PROPERTY OWNED BY LAUREL COUNTY**

This Summary is of Ordinance No 2023-22, as above named, is prepared by Larry G. Bryson who states that he is licensed to practice law in the Commonwealth and who states that this is an accurate summary of said Ordinance.

The property that is the subject of this Ordinance is depicted on a Map (Exhibit A to the Ordinance) and is contiguous to the present City property annexed by Ordinance No. 2017-12 (Tract 1); Ordinance No. 984 (Tract 2 and 3). The property is described by survey in Exhibit B to the Ordinance and both the Map and Property description were made by Kentucky Surveys. US 363 and State Route 1006 are owned by the State and the other described property is owned by Laurel County, Kentucky.

In this Ordinance, the Council makes all the necessary and required findings pursuant to KRS 81A.410 for annexation of the property and these are listed in detail in the full text of the Ordinance which is located at the office of the City Clerk of the City of London. Following those Findings, the Council Ordains that the property is intended to be annexed, that notices be provided to the Commonwealth of Kentucky and Laurel County, Kentucky and that the property is depicted on Exhibit B. The Ordinance is to be effective upon its publication.

Summary Prepared by:

  
Larry G. Bryson

**COMMONWEALTH OF KENTUCKY  
CITY OF LONDON ORDINANCE NO. 2023-22**

**AN ORDINANCE OF INTENT TO ANNEX  
AN AREA OF PROPERTY IN THE RIGHT OF WAY OF A PORTION OF KENTUCKY  
STATE ROUTE 363 (KEAVY ROAD) AND A PORTION OF STATE ROUTE 1006 (OLD  
WHITLEY ROAD) and PROPERTY OWNED BY LAUREL COUNTY**

**BE IT ORDAINED BY THE CITY OF LONDON, KENTUCKY AS FOLLOWS:**

*WHEREAS, the City of London, Kentucky has:*

1. Determined that the area hereinafter described is desirable to be annexed, the same being in an unincorporated area accurately described below and accurately depicted on Annexation Maps prepared by a Kentucky-licensed surveyor dated April 12, 2023 (the "Annexation Map, Tract 1"), which are incorporated herein by reference collectively as EXHIBIT A. The surveyor Descriptions of Tract 1 which is incorporated herein by reference collectively as EXHIBIT B; a part of the area to be annexed is adjacent and/or contiguous to the preexisting boundaries of the City of London, Kentucky as established by Ordinance No. 984.
2. This matter is before the City Council of the City of London after a determination was made by the Council by Resolution that these roadway areas and the property owned by Laurel County, Kentucky described below in particular survey descriptions contained in EXHIBIT B, be annexed into the corporate city limits of the City of London, Kentucky so that the City of London might expand and to allow for the possibility of further annexation of business and residential as desired.
3. The City Council finds that this annexation is an involuntary annexation, but had been considered at previous City Council Meetings, and that the Commonwealth of Kentucky, Department of Transportation and Laurel County, Kentucky are the owners of the property described herein.
4. As evidenced by the description below, this property is contiguous to the existing boundary of the City of London as established by City Ordinance No. 984.
5. The City Council, in compliance with KRS 81A.410(1)(b), finds the entire territory to be annexed by reason of population density, commercial, industrial, institutional, or governmental

use of land, or subdivision of land, is urban in character or suitable for development for urban purposes without unreasonable delay.

6. The City Council, based on the Annexation Map, finds the property territory owned by the Commonwealth of Kentucky to be annexed are state roads, consisting of portions of State Route 363 and State Route 1006 and commercial property owned by Laurel County, Kentucky.

7. The City Council, based on the Annexation Map, finds no part of the territory to be annexed to be in an Agricultural District as the term is used in KRS 262.850.

8. The City Council, based on documents and correspondence of record, finds the territory proposed to be annexed has access to services of multiple utilities and all of this property is presently used as Roads by the Commonwealth of Kentucky and commercial property owned by Laurel County, Kentucky.

9. The City Council, based on the Annexation Maps and descriptions, and photographic evidence of record, finds there are no homes in the areas to be annexed, but that the annexation of these roads and other property owned by the County will allow for further economic and commercial development in the greater London area.

10. The City Council, based on photographs of record, finds there are no electrical substations in the area to be annexed.

11. The City Council, based on aerial photographs of record, finds there are no residential homes in the area to be annexed.

12. The City Council, based on the Annexation Map, and photographic evidence of record finds the roads and County property to be annexed are contiguous to the present City of London boundaries.

13. The City Council, based on the Annexation Map, and photographic evidence of record, finds the area to be annexed are roads owned by the Commonwealth of Kentucky and other property owned by the County will allow for commercial businesses in the vicinity of the territory to be annexed.

14. The City Council, based on the Annexation Map, and photographic evidence of record finds there are numerous businesses and commercial properties adjacent to or in the vicinity of the

territory proposed to be annexed, but that some of those properties are already a part of the City limits of the City of London, all evidencing urban character of development in the vicinity.

15. The City Council has reviewed a Map, as well as survey descriptions, all prepared by Kentucky Surveys, Inc., reflecting the present boundaries of the City of London and the location of the property to be annexed.

16. The City Council further finds that all of the foregoing adjudicative facts support annexation of the subject territory being in compliance with KRS 81A.410(1) as being urban in character or suitable for urban development purposes without unreasonable delay.

17. The City Council is aware of no evidence to indicate utility infrastructure owned by another city is in the territory proposed for annexation.

18. This property is not in any other boundary of an incorporated city.

All of these above findings are in keeping with KRS 81A.410 and KRS 81A.412 and other applicable Kentucky law.

***For such reasons:***

**BE IT ORDAINED BY THE CITY OF LONDON, KENTUCKY AS FOLLOWS:**

1. The highway right-of-way property owned by the Commonwealth of Kentucky and property owned by Laurel County, Kentucky and described below are intended to be annexed into the City of London with all appropriate notice provided in compliance with KRS 81A.425. Said notice shall be sent to the Commonwealth of Kentucky, Department of Transportation, and to David Westerfield, Laurel County Judge Executive, whose property is proposed to be annexed by first-class mail no later than FOURTEEN ("14") days PRIOR to the meeting at which the ordinance proposing the annexation shall receive its SECOND READING. Per KRS 81A.425, the City Clerk shall certify that notice was sent to the Commonwealth of Kentucky and such certified notice shall be made a part of the official record of the meeting at which the ordinance proposing the annexation receives its SECOND READING. Said notice shall include the time, date, and location of the meeting at which the proposed ordinance shall receive its second reading, and a copy of the proposed ordinance.

3. The properties to be annexed are more particularly described on the attached and incorporated EXHIBIT A (Map) and in collective Exhibit B (Survey description) and those descriptions are incorporated herein as a part of this Ordinance as if copied in their entirety.

20. This Intent to Annex Ordinance shall become effective immediately upon publication.

FIRST READING DATE: MAY 1, 2023 SECOND READING DATE: JUNE 5, 2023

PUBLICATION DATE: JULY 12, 2023

  
MAYOR RANDALL WEDDLE

DATE: 6/19/2023

ATTESTED:   
KATELIN McPEEK, CITY CLERK

DATE: 6/19/2023