

ORDINANCE 2012-09
AN ORDINANCE OF THE CITY OF LONDON, KENTUCKY CONFIRMING ANNEXATION
OF ORDINANCE 948 dated December 2, 1998

WHEREAS, an Ordinance was enacted on December 2, 1998 by City Council of London and,

WHEREAS, said ordinance was to annex certain unincorporated territory contiguous to the City of London; and,

WHEREAS, in order to prepare an accurate and complete map of the boundaries of the City of London it has become necessary to now adopt an ordinance carrying out the stated intention in the said Ordinance dated December 2, 1998 to complete the annexation of the territory as described in the aforesaid ordinance; and,

WHEREAS, more than sixty (60) days have elapsed since the Ordinance dated December 2, 1998 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.820.

NOW THEREFORE, that the City Council of the City of London hereby adopts legal description and plat a copy of which is attached hereto as Exhibit 2, as prepared by Charles J. Felts, Licensed Professional Land Surveyor No. 2581 as an accurate depiction of the property previously sought to be annexed into the corporate city limits of the City of London by Ordinance 948 dated December 2, 1998 hereby adopts said legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this annexation.

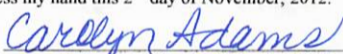
Further, the City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky Revised Statutes.

First Reading dated: October 26, 2012
 Second Reading: October 29, 2012
 Publication Date: November 2, 2012

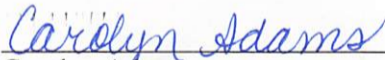
Adopted this 2nd day of November, 2012.


Results of the roll call vote are as follows:

	YES	NO	ABSTAIN
Sharon Benge	X	_____	_____
Nancy Vaughn	X	_____	_____
Danny Phelps	X	_____	_____
Judd Weaver	Not Present	_____	_____
Bobby Joe Parman	X	_____	_____
Jason Handy	X	_____	_____

STATE OF KENTUCKY
 CITY OF LONDON
 I, Carolyn Adams, City Clerk of the City of London, do hereby certify that the foregoing contains a full, true and correct copy of Ordinance No. 2012-09 as taken from and compared with the original records in my office of which I am Legal Custodian adopted by the governing authority of said City of London at a meeting duly held on October 26, 2012 and October 29, 2012 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.
 Witness my hand this 2nd day of November, 2012.

 CITY CLERK, CITY OF LONDON

ATTEST:


 Carolyn Adams
 City Clerk

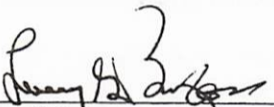

 Troy Rudder
 Mayor

A SUMMARY OF ORDINANCE NO. 948, ENTITLED
 AN ORDINANCE OF VOLUNTARY ANNEXATION INTO THE CORPORATE CITY
 LIMITS OF THE CITY OF LONDON, KENTUCKY, AN AREA OF PROPERTY
 OWNED BY DUAL MAC, LTD., AND CHARLES H. WOODS AND CHARLENE P.
 WOODS, HUSBAND AND WIFE, LOCATED NEAR THE INTERSECTION OF U.S.
 25 HIGHWAY AND KENTUCKY HIGHWAY 192 BYPASS

This summary is prepared as a summary of the above numbered London City Ordinance by Larry G. Bryson, City Attorney, and is intended to certify compliance with applicable law as a true summary of this ordinance.

A written request was made to the City Council of the City of London by Dual Mac, Ltd., and Charles and Charlene Woods for the voluntary annexation of their real estate which is located near the intersection of U.S. 25 and Kentucky Highway 192 Bypass. This is a voluntary annexation. The specific location of the property and a specific description of the real estate is described in the Ordinance. The City Council has made the necessary legal findings in the ordinance for compliance with Kentucky law for the annexation to occur, namely KRS 81A.412.

A map of the location of the proposed area to be annexed has been provided to the City Council. The ordinance requires that this property be annexed with an initial requested zoning of Commercial 2 (C-2), and that this be reflected on the City of London Zoning map. The ordinance is effective on publication.


 Larry G. Bryson
 London City Attorney

FIRST READING: November 9, 1998
 SECOND READING: November 23, 1998
 PUBLICATION DATE: December 2, 1998

EXHIBIT 2

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 948

AN ORDINANCE OF VOLUNTARY ANNEXATION INTO THE CORPORATE CITY LIMITS OF THE CITY OF LONDON, KENTUCKY, AN AREA OF PROPERTY OWNED BY DUAL MAC, LTD., AND CHARLES H. WOODS AND CHARLENE P. WOODS HUSBAND AND WIFE, LOCATED NEAR THE INTERSECTION OF U.S. HIGHWAY 25 AND KENTUCKY HIGHWAY 192 BYPASS.

This matter is before the City Council of London pursuant to a written request by Dual Mac, Ltd., and Charles H. Woods and Charlene P. Woods, that their property located near the intersection of U.S. Highway 25 and Kentucky Highway 192 Bypass consisting of Lots Numbers 1 - 44 of Commercial Park South Subdivision as recorded on a Plat of said Subdivision recorded in the Laurel County Court Clerk's Office, in Plat Cabinet A, at Page 93, be annexed into the corporate city limits of the City of London, Kentucky.

The City Council finds that this annexation is a voluntary annexation, being considered on the request of the property owners, Dual Mac, Ltd., a Kentucky Limited Partnership and Charles H. Woods and Charlene P. Woods, being the owners of Lot No. 42 of said Commercial Park South Subdivision.

The City Council further finds that this property is adjacent and contiguous to the City Boundaries and by reason of population density, commercial, residential and other use of the property, said property is urban in character and is otherwise suitable for development for urban purposes without unreasonable delay. This property is not in any other boundary of an incorporated city, and 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 property owned by Dual Mac, Ltd., Charles H. Woods and Charlene P. Woods, husband and wife, hereinafter more particularly described, shall be and is hereby incorporated into the City Limits of the City of London as a voluntary annexation pursuant to KRS 81A.412 and that all of the requirements of Kentucky law have been met in this voluntary annexation request.

2. The property to be annexed is more particularly described as follows:

Lying and being in Laurel County, Kentucky, on the waters of Town Branch of the Laurel River, located approximately 1/2 mile south of the intersection of U.S. Highway 25 and the Kentucky Highway 192 Bypass, and being more particularly described as follows:

Note: All rebars (set) have a plastic cap marked M.A. TURNER RLS 2942.

Being all of lots No. 1 through No. Lot 44 of Commercial Park South Subdivision as recorded on the plat of said subdivision recorded in the Laurel County Court Clerk's Office, Plat Cabinet 2A at page 93.

Also:

A tract of land which fronts on Commercial Drive and joins the Commercial Park South Subdivision and is more particularly described as follows:

Beginning at an iron rebar (set) at the northeast corner of lot no. 19 of the Commercial Park South Subdivision, being on the east right-of-way of Commercial Drive.

Thence with said right-of-way North 58 degrees 46 minutes 18 seconds East (N58 deg 46'18"E), a distance of 238.99 feet to a rebar (set).

Thence along a curve to the left having a radius of 110.69 feet, arc length of 93.93 feet, delta angle of 48 degrees 37 minutes 04 seconds (48 deg 37'04"), a chord bearing of North 34 degrees 27 minutes 46 seconds East (N34 deg 27'46"E), a chord length of 91.13 feet to a rebar set at the southwest corner of Lot No. 20.

Thence leaving the right-of-way and with the lines of lot no. 20, South 45 degrees 47 minutes 29 seconds East (S45 deg 47'29"E), a distance 32.83 feet to a rebar (set).

Thence South 79 Degrees 44 minutes 08 seconds East (S79 deg 44'08"E), a distance of 320.89 feet to a rebar (set) in the property line of the Stearns & Foster Technical Textiles Co. (Deed Book 325 Page 684).

Thence leaving the lines of Commercial Park South Subdivision and with the Stearns & Foster Co. property line, South 10 degrees 09 minutes 14 seconds West (S10 deg 09'14"W), a distance of 331.86 feet to a metal pin found.

Thence South 74 degrees 31 minutes 37 seconds East (S74 deg 31'37"E), a distance of 17.04 feet to a rebar (set).

Thence South 11 degrees 31 minutes 42 seconds West (S11 deg 31'42"W), a distance of 23.38 feet to a rebar (set), being the northeast corner of lot no. 11 of the Commercial Park South Subdivision.

Thence leaving the Stearns & Foster property line and with the north lines of lot no. 11 thru lot no. 14, North 74 degrees 31 minutes 37 seconds West (N74 deg 31'37"W), a distance of 111.12 feet to a rebar (set), being a common corner between lot no. 11 and lot no. 12.

Thence with lot no. 12, North 75 degrees 43 minutes 13 seconds West (N75 Deg 43'13"W), a distance of 135.00 feet to a rebar (set), being a common corner between lot no. 12 and lot no. 13.

Thence with lot no. 13, North 75 degrees 43 minutes 13 seconds West (N75 deg 43'13"W), a distance of 135.00 feet to a rebar (set), being a common corner between lot no. 13 and lot no. 14.


Thence with lot no. 14, South 71 degrees 16 minutes 15 seconds West (S71 deg 16'15"W), a distance of 129.83 feet to a rebar (set), being a common corner between lot no. 14 and lot no. 19.

Thence with lot no. 19, North 17 degrees 26 minutes 47 seconds West (N17 deg 26'47"W), a distance of 189.30 feet to beginning.

Containing 3.8 acres, or 165356 square feet, per survey of Monty Turner PLS #2942.

3. A map of this proposed area has been provided by Dual Mac, Ltd., and the City Council finds this map to appropriately reflect the above-description.
4. This property shall be reflected, after publication of this ordinance, as being within the Corporate City Limits of the City of London, Kentucky, zoning map. This property shall be zoned C-2 (commercial) and the zoning map of the City of London shall be amended to reflect this zone.

5. This ordinance shall be effective upon publication.



MAYOR KEN SMITH
CITY OF LONDON

ATTESTED:


CONNIE MCKNIGHT, CITY CLERK