

**ORDINANCE 2012-12
AN ORDINANCE OF THE CITY OF LONDON, KENTUCKY CONFIRMING ANNEXATION
OF ORDINANCE 2003-20 dated January 9, 2004**

WHEREAS, an Ordinance was enacted on January 9, 2004 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 January 9, 2004 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 January 9, 2004 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 2003-20 dated January 9, 2004 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 Bengé	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. 2012-012 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duly held on October 26, 2012 and October 29, 2012 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.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.

Carolyn Adams

CITY CLERK, CITY OF LONDON

ATTEST:

Carolyn Adams

Carolyn Adams
City Clerk

Troy Rudder

Troy Rudder
Mayor

COMMONWEALTH OF KENTUCKY
CITY OF LONDON
ORDINANCE NO. 2003-20

AN ORDINANCE OF VOLUNTARY ANNEXATION INTO THE CORPORATE CITY LIMITS OF THE CITY OF LONDON, KENTUCKY, AN AREA OF PROPERTY OWNED BY MOONBOW INVESTMENTS, LLC, LOCATED NEAR THE WEST SIDE OF I-75 AND HIGHWAY 80 INTERSECTION

This matter is before the City Council of the City of London pursuant to a request by MOONBOW INVESTMENTS, LLC, that its property located on the West side of I-75 and Highway 80 intersection which is of record in the Laurel County Court Clerk's Office, in Deed Book 558 at page 618, 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 owner, MOONBOW INVESTMENTS, LLC, being the owners of the property described herein.

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 MOONBOW INVESTMENTS, LLC, hereinafter more particularly described, shall be and is hereby incorporated into the City Limits of the City of London as 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:

Begin at an iron pin set on the North margin of the controlled access, fence row of Highway #80 at a new common corner to Clyde Powell, Deed Book 92, Page 278; thence with the north margin of Hwy #80, a fence row, two tangent lines, N 83°, 37' W 402.4 feet to an iron pin, N 76°, 52' W 40.40 feet to an iron pin on the north R.O.W. of old Hwy #80 now known as Black Road; thence two tangent lines off Black Road, N 50°, 13' W 77.75 feet to an iron pin on north side.

N 68°, 49' W 319.90 feet to an iron pin corner on the north margin of the road at a common corner to the land of Elmer Bargo, Deed Book 324, Page 479; thence leaving Black Road and with two lines of Elmer Bargo, N 14°, 00' E 390.40 feet to an iron pin set at 3 marked chestnut oak trees; thence N 73° 00' W 370.0 feet to a common corner to Parman Land, D.B. 155 Page 349; thence N 15° 40' E 615.0 feet with the Parman line to an iron pin set on the south margin of Cole Road and old County Road leading to Pittsburgh, KY; thence 5 tangent lines with south margin of the old County Road; S 89° 52' E 72.00 feet to an iron pin
N 81° 32' E 216.50 feet to an iron pin
N 54° 32' E 200.00 feet to an iron pin
N 50° 40' E 200.00 feet to an iron pin
N 56° 50' E 315.50 feet to an iron pin


Thence leaving the old County Road and following 3 lines

S 23° 28' E 348.00 feet to an iron pin
N 73° 00' E 76.0 feet to an iron pin
S 66° 00' E 337.0 feet to a 36 inch poplar tree in the line of Barney Tucker;

EXHIBIT 2


thence S 03°, 45' W 132.0 feet with Tucker, Deed Book 220, Page 310 an old fence row to an iron pin, set in same at a common corner to Clyde Powell land; thence N 78°, 30'W 318.95 feet to an iron pin at a black oak stump at a common corner to a tract of land bought from Clyde Powell by the Black's, Deed Book 272, Page 352; thence S 11°, 05'W 626.15 feet with the Black-Powell line to an iron pin corner to the land bought from Kathleen George, Deed Book 251, Page 123; thence S 05°,00' W 632.25 feet with the original Powell-George line to the point of beginning containing 31.85 acres the same to be more or less as surveyed by Ace Hensley, reg. Land surveyor # 295,2-21-1980.

3. A map of this proposed area has been provided by MOONBOW INVESTMENTS, LLC, 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

First Reading: December 1, 2003
Second Reading: January 5, 2004
Publication Date: January 9, 2004