

ORDINANCE NO. 622-2001

AN ORDINANCE FINAL OF THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, REDUCING THE PRESENT LIMITS, AREA AND BOUNDARIES OF THE SAID CITY BY THE REDUCTION AND REMOVAL THEREFROM OF A BOUNDARY, TRACT AND PARCEL OF LAND ON THE NORTHERLY SIDE OF THE BATON ROUGE ROAD CONTAINING 2.5454 ACRES OF LAND, MORE OR LESS, AND BELONGING TO AND UNTO BARRY LEE MARTIN AND PATRICIA LYNN MARTIN, HUSBAND AND WIFE, AND BEING THE ONLY AND SOLE PERSON OR PERSONS RESIDING THEREON OR THEREUPON.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, AND THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, AS FOLLOWS:

ARTICLE ONE

The City of Dry Ridge, Grant County, Kentucky, acting by and through its Mayor and City Council, finds that the parcel hereinafter described is presently within the limits incorporate and the boundaries of the City of Dry Ridge, Kentucky, being situated on the northerly side of the Baton Rouge Road.

ARTICLE TWO

The City of Dry Ridge, Grant County, Kentucky, acting by and through its Mayor and City Council, finds that the city, the owners of the subject parcel and the parcel itself would benefit by removal of the parcel from the city's limits, area and boundaries in accordance with KRS Chapter 81A.

ARTICLE THREE

The City Council of the City of Dry Ridge, Grant County, Kentucky, does hereby so find, conclude, provide and ordain, in accordance with the applicable provision of Chapter 81A of the Kentucky Revised Statutes, that the following parcel and boundary of land be removed from the limits and boundaries present of the City of Dry Ridge, Kentucky, and the city's limits and boundaries be reduced thereby, to-wit:

Lying and being in the City of Dry Ridge, Grand County, Kentucky on the north side of Baton Rouge Road 1.00 miles west of I-75 and more particularly described as follows, to-wit: Beginning at a found mag nail in the center of Baton rouge Road, a corner of Michael Robinson (D.B. 235, PG. 136); thence leaving said road with the line of Robinson, N 60° 38' 55" W - 375.72 feet, said line being the center of a 13' ingress and egress easement, to a found iron pin, stamped L.S. 1717, 1919; thence S 66° 31' 00" W - 217.32 feet to a found iron pin, stamped L.S. 1717, 1919; thence S 24° 07' 42" E - passing through a found iron pin, stamped L.S. 1717, 1919, at 322.81 feet, for a total distance of 342.73 feet to a found mag nail in the center of Baton rouge Road; thence with the center of said road, N 62° 54' 47" E - 359.07 feet to a found mag nail; thence N 52° 20' 39" E - 84.66 feet to the place of beginning, containing 2.5454 Acres, more or less, exclusive all right of ways and easements of record. So being the same property as conveyed to Barry Lee Martin and Patricia Lynn Martin, husband and wife, as tenants by the entirety, by that deed of March 17, 1999, by Gladys Howell, Trustee of the Irrevocable Trust of Geneva Whitton, of record in Deed Book 248, Page 243, Grant County Court Clerk's Records at Williamstown, Kentucky.

ARTICLE FOUR

It is desirable that the foregoing parcel and boundary of land be removed from the present limits and boundaries of the City of Dry Ridge, Kentucky, as such removal and reduction in limits and boundaries of the city will be beneficial to the city, the instant parcel of land and the owners thereof.

ARTICLE FIVE

Barry Lee Martin and Patricia Lynn Martin, husband and wife, are the owners sole of the parcel of real property described hereinabove and the only person having an interest or estate in such real property residing thereon whom would be entitled to vote upon an ballot issue concerning a removal from the limits and boundaries present of the subject real estate and res from the City of Dry Ridge, Kentucky; and as to which the said Barry Lee Martin and Patricia Lynn Martin, jointly and severally, have heretofore, in writing, have made a request and application to the City Council of the City of Dry Ridge, Kentucky, to be de-annexed from and so removed from the city's present limits and boundaries and so acknowledged and duly waived their right to vote upon any ballot issue concerning a reduction and removal of their lands, real estate and interests therein and thereto from the limits present of the City of Dry Ridge, Grant County, Kentucky, in accordance and pursuant to the applicable provisions of KRS Chapter 81A and KRS 81A.440.

ARTICLE SIX

Upon the second reading of the herein Ordinance, and upon due Motion and Second upon the matter concerning the reduction in the city's present limits and boundaries, the vote of the Councilmembers of the Dry Ridge City Council was as follows, to-wit:

Kenny Edmondson Aye ;
George Hedges, Jr. Aye ;

Gary Hopperton Absent ;
Barry Napier Aye ;
Charles Rider Aye ; and
Barbara Stewart Absent .

Upon the foregoing vote and tally, the Mayor announced the motion carried with ordinance final ordained so reducing the city's limits and boundaries present by removal therefrom of the Martins' parcel of 2.5454-acre parcel.

First Reading: November 5, 2001

Second Reading: December 3, 2001

PASSED, ADOPTED, ORDAINED, APPROVED, AND ORDERED
PUBLISHED THIS THE 3RD. DAY OF DECEMBER, 2001.

William Cull
WILLIAM CULL, MAYOR

ATTEST:

Cindy L. Harris
CINDY L. HARRIS, CITY CLERK