

**CITY OF BELLEVUE
ORDINANCE NO. 2011-04-02**

**AN ORDINANCE ANNEXING TO THE CITY OF BELLEVUE,
UNINCORPORATED AREA OF 4.2 ACRES, MORE OR LESS, LYING
ADJACENT AND CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE
CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY.**

WHEREAS, Kentucky Revised Statute 81A.410 authorizes and delegates city legislative bodies the authority to annex territories; and

WHEREAS, the City of Bellevue, found, pursuant to KRS 81A.410, that the herein described unincorporated territory was subject to annexation as it was adjacent and contiguous to the City of Bellevue's boundaries when the annexation proceeding began; and, by reason of the land's commercial, industrial, institutional, or governmental use, the land is urban in character and no part of the area to be annexed was included within the boundary of another incorporated city; and

WHEREAS, the City of Bellevue previously read, passed and published Ordinance 2010-09-03 and provided all required notices under KRS 81A.420 or as otherwise required to affected parties without any person objecting or requesting an election; and

WHEREAS, the appropriate amount of time for objection /appeal/remonstration to the intent to annex has passed without the City of Bellevue being notified of any such action;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BELLEVUE,
CAMPBELL COUNTY, KENTUCKY DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION I

That the City Council of the City of Bellevue, Campbell County, Kentucky, an incorporated city of the fourth class hereby annexes approximately 4.2 acres of unincorporated territory as described in Exhibit "A", which is attached hereto and incorporated herein by reference and includes it within the territorial limits of the City of Bellevue, Campbell County, Kentucky.

SECTION II

The City Council of the City of Bellevue finds that the aforementioned territory is 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.

SECTION III

The Bellevue City Council hereby declares that it is desirable to annex the territory as described in Exhibit "A" which is attached hereto and incorporated by reference and subject to this ordinance. The City has established the zoning for the new territory subject to this ordinance as reflected in Exhibit "B" attached hereto and incorporated herein.

SECTION IV

That any section, or part of any section, or any provision of this Ordinance which is declared invalid by a Court of appropriate jurisdiction, for any reason, such declaration shall not invalidate, or adversely affect, the remainder of this ordinance.

SECTION V

This ordinance shall be effective upon its adoption and approval according to law and publication thereafter.

SECTION VI

All ordinance or parts of any ordinance in conflict herewith, to the extent of the conflict, if any, are hereby repealed.

SECTION VII

This ordinance may be read and published in summary.

SECTION VIII

That this ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published and effective upon publication.

PASSED AND APPROVED the ____ day of _____ 2011.

EDWARD RIEHL, MAYOR

ATTEST:

MARY SCOTT, CLERK/TREASURER

1st Reading: _____

2nd Reading: _____

Publication: _____

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