

**CITY OF HIGHLAND HEIGHTS**

**ORDINANCE NO. 05-2013**

**AN ORDINANCE CLOSING A PUBLIC WAY  
WITHIN THE CITY OF HIGHLAND HEIGHTS  
CURRENTLY KNOWN AS BAKER ROAD  
AND MORE FULLY DESCRIBED ON THE  
ATTACHED PLAT.**

WHEREAS, the City of Highland Heights council has determined that it is in the best interest of the City of Highland Heights to close Baker Road between Main Avenue and Hill Road and;

WHEREAS, the City has determined the identification of all property owners abutting the portion of the public way to be closed and;

WHEREAS, written notice of the proposed closing of the public way has been supplied to all abutting property owners and;

WHEREAS, the abutting property owners have all given their written notarized consent to the closing of the public way.

**BE IT HEREBY ORDAINED BY THE CITY OF HIGHLAND HEIGHTS,  
KENTUCKY AS FOLLOWS:**

**SECTION I**

That Baker Road within the City of Highland Heights, Kentucky a public way and more accurately depicted in the attached plat labeled Exhibit "A" to this ordinance is closed, as shown on the attached plat and description, and shall revert to private ownership of the adjoining property owners pursuant to KRS82.405(2), which is the city itself.

**SECTION II**

That the Highland Heights City Council has determined that the closing of this right of way is in the best interest of the City of Highland Heights, and will allow the development of the property in a manner consistent with the Official Comprehensive Plan.

**SECTION III**

That the identification of all property owners abutting the public right of way is the city itself, since they own the land on both sides of Baker Road.

**ROW OF BAKER ROAD BETWEEN MAIN AVENUE AND HILL ROAD  
DESCRIPTION FOR PROPOSED VACATION  
3-4-2013**

Being located in the Commonwealth of Kentucky, County of Campbell, City of Highland Heights, and being a portion of the Right of Way of Baker Road between Main Avenue and Hill Road, bounded on the southwest by Lots 195 through 207 of Section II of the Highland Baby Farms and on the northeast by Lot 20 of the Fort Thomas Land Company Third Subdivision, and being more particularly described as follows:

Beginning at a point in the southerly Right Of Way (ROW) of Hill Road, said point also being located at a point being the common corner to Lot 208 of Section II of the Highland Baby Farms and the westerly corner of Lot 20 of the Fort Thomas Land Company;

THENCE along the Hill Road right of way S 33-23-17 W, a distance of 32.44 feet to a point in the southwesterly ROW of Baker Road;

THENCE leaving the Hill Road ROW along the southwesterly ROW line of Baker Road having a bearing of S 35-02-51 E, a distance of 464.27 feet to a point in the ROW being located at the common corner with Lot 195 & 198 of the Highland Heights Baby Farms Section 2;

THENCE along a line crossing through the existing Baker Road ROW having a bearing of N 54-57-09 E, a distance of 30.00 feet to a point in the northeasterly ROW of Baker Road and a point in the line of Lot 20 of the Fort Thomas Land Company;

THENCE along the Baker Road ROW and Lot 20 having a bearing of N 35-02-51 W, a distance of 476.21 feet to the POINT OF BEGINNING located in the Hill Road ROW.

Said parcel being 14,107 square feet.

**WRITTEN NOTICE AND CONSENT TO CLOSING OF A PUBLIC RIGHT OF WAY**

The undersigned hereby acknowledges written notice of the City of Highland Heights' intention to close the right of way know as Baker Road and as an abutting property owner gives their written consent.

Debra / May

COMMONWEALTH OF KENTUCKY  
COUNTY OF CAMPBELL

Subscribed and sworn to before me a Notary Public by \_\_\_\_\_, this 35 day of March, 2013.

Janet H. Raeb  
Notary Public

My Commission Expires: 11/02/16

SECTION IV

That the City Attorney is authorized to take whatever legal action is necessary to effectuate this street closing.

SECTION V


That this Ordinance shall be signed by the Mayor, attested by the City Clerk/Treasurer, recorded and published. Same shall be in effect at the earliest time provided by law.

First reading of this 5<sup>th</sup> day of March, 2013.

Second reading of this 19 day of March, 2013.

  
MAYOR GREGORY V. MEYERS

ATTEST:

  
JEAN RAUF  
CITY CLERK/TREASURER  
Ord13.05

**PUBLISH : CCR**

MAR 28 2013