



COMMONWEALTH OF KENTUCKY
OFFICE OF THE SECRETARY OF STATE
ALISON LUNDERGAN GRIMES
August 9, 2013

Hon. Stephen A. Schwager
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Attorneys at Law
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Louisville, KY 40207

Dear Sir:

Our office received your submission of Ordinance Nos. 4, 5, and 6 approved by the city of Worthington Hills. Unfortunately we are unable to file the documents at this time.

Each ordinance announces the city's *intention* to annex properties; the references to KRS 81A.420 & KRS 81A.425 indicate the annexations do not meet the qualifications for annexations by consent (KRS 81A.412). All three "intent" ordinances were signed July 16, 2013; according to KRS 81A.420 at least sixty days must lapse before "intents" can be finalized. During that time, property owners can file a petition opposing the annexation therefore we do not receive "intent ordinances" in this office. The proposed boundary change may not occur after newspaper publication. There may be adjustments to the proposed annexation due to petition or the annexation may be defeated in an election.

Enclosed is a Power Point handout we distribute at various seminars pertaining to city boundaries. The handout includes sample ordinances for annexations-by-consent and finalizing "intents." Notice the sample ordinance includes statements that verify the city followed the requisite notifications and sixty day waiting period.

Finally, according to the terms of KRS 81A.470 professional land surveyors must prepare the description and plat of the annexed area(s). The surveyor's certification confirms the description and plat meet that requirement. Please have the surveyor affix his stamp, signature and date to the description and plat. The surveyor must also identify the point(s) where the annexation adjoins the existing city boundaries on the plat.

The enclosed Power Point includes a "Final Check" many cities access for their KRS 81A.470 submissions.

If you have questions, please give us a call.

Sincerely,

Kandie Adkinson, Administrative Supervisor,
Land Office Division



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