

COMMISSIONERS' ORDINANCE NO. 0-10-19

AN ORDINANCE VACATING A PORTION OF AUDUBON ROAD THAT IS NO LONGER A RIGHT-OF-WAY DUE TO THE CONSTRUCTION OF THE DEVOU GOLF & EVENT CENTER.

* * * *

WHEREAS, KRS 82.405(1) provides a method for a municipality to close a public right-of-way; and

WHEREAS, the Board of Commissioners determined that a portion of the public right-of-way known as Audubon Road should be closed; and

WHEREAS, the City of Covington, being the only property owner who abuts the portion of the right-of-way to be closed, has hereby agreed to the closing of said public way; and

WHEREAS, written notice of the proposed closing was given to or waived by all property owners in or abutting a portion of the public way to be closed.

NOW THEREFORE,
BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF COVINGTON, KENTON COUNTY, KENTUCKY:

Section 1

That the Board of Commissioners hereby gives written consent to the vacation of the portion of Audubon Road that is no longer a right-of-way due to the construction of the Devou Golf & Event Center.

Section 2

That the Board of Commissioners hereby makes the following findings of fact:

- a) The City of Covington has been identified as the sole property owner in or abutting the portion of Audubon Way to be closed;
- b) Written notice was given to all property owners in or abutting the portion of Audubon Road being closed; and
- c) All property owners in or abutting the portion of Audubon Road being closed have given their written notarized consent to the closing. The written consent is made part of this ordinance.

Section 3

That the Board of Commissioners hereby vacates the portion of Audubon Road described and depicted in Exhibit A.

Section 4

That this ordinance shall take effect and be in full force when passed and recorded according to law.

Joseph U Meyer
MAYOR

ATTEST:

Margaret M Nyhan
CITY CLERK

Passed: 4-23-19 (Second Reading)

4-9-19 (First Reading)

COMMONWEALTH OF KENTUCKY :
: SS
COUNTY OF KENTON :

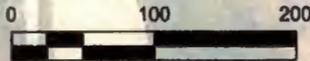
On this day 4-23-19, before me personally appeared Joseph U. Meyer, who did execute the foregoing instrument on behalf of the City of Covington in his capacity as Mayor, and he acknowledged that he voluntarily executed the same.

Margaret M Nyhan
Margaret M. Nyhan
Notary Public # 565387
My Commission Expires: 10/2/2020

**PLAT OF SURVEY
AUDUBON RW VACATION
(AKA PARK DRIVE ON SOME RECORDS)
COVINGTON KENTUCKY
WEST SIDE OF PARK ROAD
NORTH END OF AUDUBON ROAD**

MARCH 27, 2019 SCALE: 1"=100'

THIS PLAT OF SURVEY COMPLIES WITH 201 KAR18.150.



The purpose and intent of this plat is to vacate a portion of the right-of-way of Audubon Road. The right-of-way for Park Road as shown on this survey plat has been established from historical maps and aerial photos.

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	256.47'	121.25'	120.13'	S06°35'03"E
C2	400.00'	123.02'	122.54'	S06°45'14"E
C3	260.00'	58.26'	58.14'	S09°08'43"E
C4	220.00'	49.18'	49.08'	N09°09'36"W
C5	440.00'	135.32'	134.79'	N06°45'14"W

● SET 5/8" REBAR WITH A PINK CAP STAMPED "PLS 3494"

RW TO BE VACATED
0.589 Acres
40' Wide

CITY OF COVINGTON
(DEVOU PARK)
040-20-00-001.00

CONTROL NOTES

- 3 - GPS Points established
- Each point had 3 - 10 minute observations.
- An average location of each point was calculated.

Maximum Range

	N	E
101	0.048'	0.058'
102	0.008'	0.015'
103	0.035'	0.030'

N:573,202.09
E:1,559,019.76

S87°26'10"W
40.00'

SURVEYOR ACKNOWLEDGMENT

I hereby certify that the survey depicted by this plat was done by persons under my direct supervision by the method of by method of GPS to establish control, the precision of such is shown per the chart. The reference meridian basis shown hereon is based on the Kentucky State Plane Coordinate System, North Zone, North American Datum of 1983 (2011). This survey is an Urban Survey and the accuracy and precision of said survey meets all the specifications of this class and complies with 201 KAR 18:150.

[Signature]
PLS. 3494 Date

CP #102
N=073397.40
E=1559236.32
D=809.65
MG/AVERAGE



END OF EX. PAVEMENT

CP #101
N=073156.17
E=1559078.86
D=818.43
MG/AVERAGE

CITY OF COVINGTON
PARK HILLS

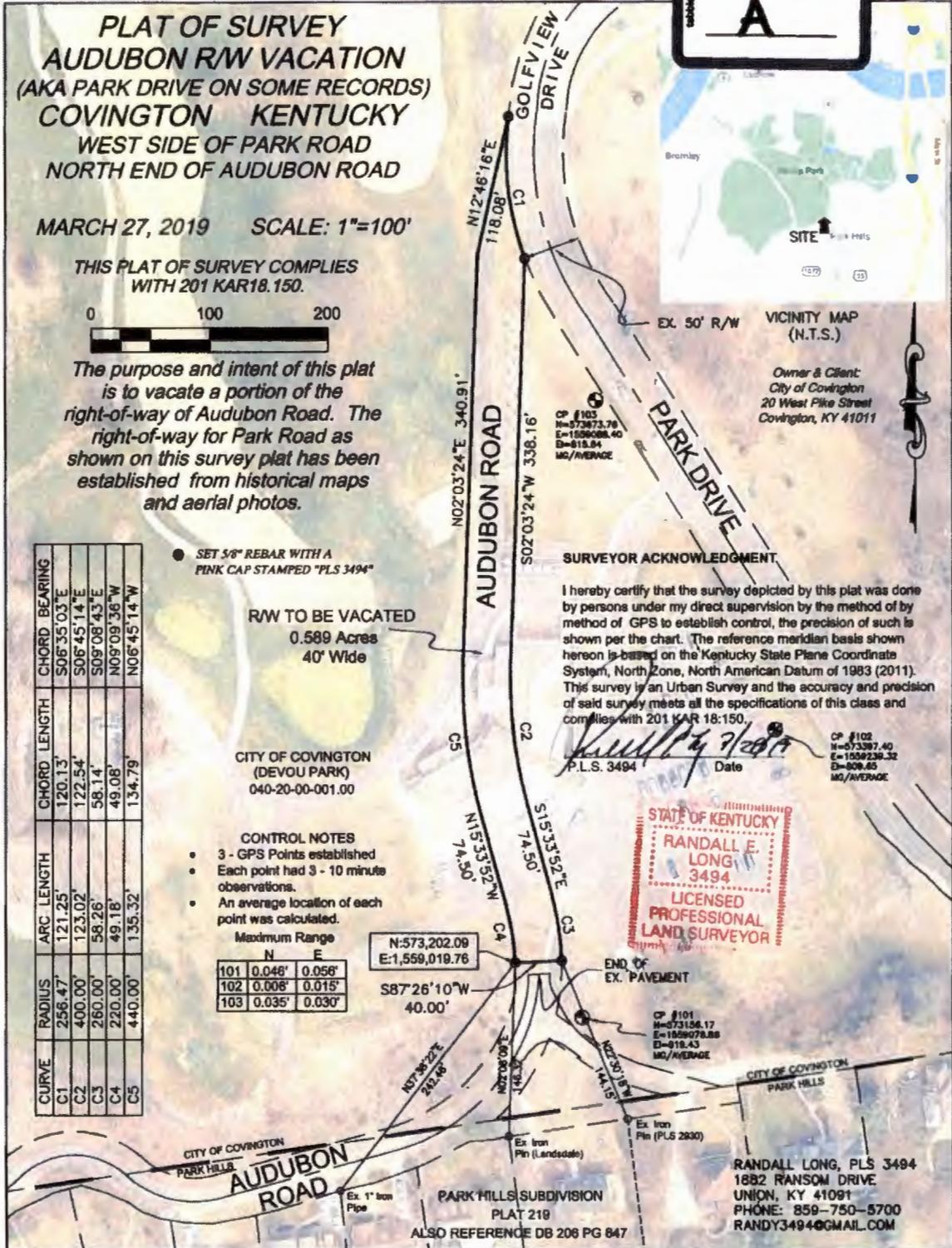
RANDALL LONG, PLS 3494
1882 RANSOM DRIVE
UNION, KY 41091
PHONE: 859-750-5700
RANDY3494@GMAIL.COM

PARK HILLS SUBDIVISION
PLAT 219
ALSO REFERENCE DB 206 PG 847



VICINITY MAP (N.T.S.)

Owner & Client:
City of Covington
20 West Pike Street
Covington, KY 41011





AUDUBON ROAD RIGHT OF WAY VACATION NORTH END COVINGTON, KY – DEVOU PARK

The parcel described below contains 0.589 acres and is located in the Commonwealth of Kentucky, the County of Kenton, the City of Covington within the bounds of Devou Park. It is a portion of right of way for the north end of Audubon Road. This portion of the road no longer exist and has been replaced with other improvements and currently passes through the new Clubhouse. The width of the right of way described below is 40 feet. However, there has not been any documented evidence found to verify the actual width of the right of way, nor any description of its location. Historical Mapping and Aerial Photos have been utilized along with field measurements to prepare the description below. The purpose of this survey is to provide a plat and written description of that portion of right of way to be vacated. Due to the lack of documentation, note that the intent is to vacant any and all of that portion of right of way, regardless of its width or direction, that lies between the REAL POINT OF BEGINNING as described below, thence headed northwardly to the westerly 50 feet right of way of Park Drive. The bearings and coordinates noted herein and on the plat of survey are based upon the Kentucky State Plane Coordinate System, North Zone, North American Datum 1983. The coordinate for the REAL POINT OF BEGINNING being N-573,202.09, E-1,559,019.76. Any references to record documents can be found in the records room located in Covington, KY.

Commencing at a recovered 5/8-inch iron pin with a yellow cap set in the south right of way line of Audubon Drive, being the common corner of Lots 435 and 436 of the Park Hills Subdivision as recorded in Plat Slide 219.

Thence, leaving the south right of way line of Audubon Drive and continuing North $02^{\circ} 08' 09''$ East for a distance of 146.32 feet to a set 5/8-inch iron pin with a pink cap, stamped "R LONG PLS 3494"; said course runs through the right of way of Audubon Road directly to a point in the westerly right of way for Audubon Road which lies approximately 15 feet northwest from the end of the existing pavement of Audubon Road, more particularly the northwest corner of Audubon Road; Said set pin being the REAL POINT OF BEGINNING for the parcel described below;

Thence, continuing along the westerly right of way of Audubon Road for the following five (5) calls to a point, which is a set 5/8-inch iron pin with a pink cap, stamped "R LONG PLS 3494" in the westerly 50 feet right of way of Park Drive.

(C4) along a curve to the left having a Radius of 220.00 feet, an Arc Length of 49.18 feet, a Chord Bearing of North $09^{\circ} 09' 36''$ West and a Chord Length of 49.08 feet to a point;

North $15^{\circ} 33' 52''$ West for a distance of 74.50 feet to a point;

(C5) along a curve to the right having a Radius of 440.00 feet, an Arc Length of 135.32 feet, a Chord Bearing of North $06^{\circ} 45' 14''$ West and a Chord Length of 134.79 feet to a point;

North $02^{\circ} 03' 24''$ East for a distance of 340.91 feet to a point;

North $12^{\circ} 46' 16''$ East for a distance of 118.08 feet to said set pin;

(C1) Thence, leaving the westerly right of way of Audubon Road and continuing in a southerly direction with the westerly 50 feet right of way of Park Drive along a curve to the left having a Radius of 256.47 feet, an Arc Length of 121.25 feet, a Chord Bearing of South $06^{\circ} 35' 03''$ East and a Chord Length of 120.13 feet to a set 5/8-inch iron pin with a pink cap, stamped "R LONG PLS 3494" in the westerly 50 feet right of way of Park Drive;

Thence, leaving Park Drive right of way and continuing along the easterly right of way of Audubon Road for the following four (4) calls to a set 5/8-inch iron pin with a pink cap, stamped "R LONG PLS 3494" and any being approximately 14.5 feet northeast from the end of the existing pavement of Audubon Road, more particularly the northeast corner of Audubon Road;

South 02° 03' 24" West for a distance of 338.16 feet to a point;

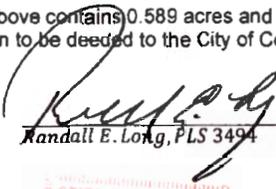
(C2) along a curve to the left having a Radius of 400.00 feet, an Arc Length of 123.02 feet, a Chord Bearing of South 06° 45' 14" East and a Chord Length of 122.54 feet to a point;

South 15° 33' 52" East for a distance of 74.50 feet to a point;

(C3) along a curve to the right having a Radius of 260.00 feet, an Arc Length of 58.26 feet, a Chord Bearing of South 09° 08' 43" East and a Chord Length of 58.14 feet to said set iron pin;

Thence, leaving the easterly right of way of Audubon Road, South 87° 26' 10" West for a distance of 40.00 feet to the REAL POINT OF BEGINNING;

The parcel described above contains 0.589 acres and lies within the bounds of Devou Park in Covington, KY. Said lands to shown to be deeded to the City of Covington.


Randall E. Long, PLS 3494

March 28, 2019



Meeting Date:		ORD.: 1ST		OR:	
		2ND			
		Bowman	Downing	Smith	Williams
Years	✓	✓	✓	✓	✓
Nays					
Present, not Voting					
		Meyer			