

SUMMARY OF

**ORDINANCE NO. 05- 10**

AN ORDINANCE AMENDING ORDINANCE NO. 00-18, KNOWN AS THE ZONING ORDINANCE AND ALTERING THE ZONING MAP, BY CHANGING A BOUNDARY OF LAND NOW ZONED R-1 TO B-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

That Ordinance No. 00-18, known as the Zoning Ordinance, Somerset, Kentucky, be and the same is hereby amended by altering the Zoning Map in the following manner:

- I. By changing the following boundary of land being zoned R-1 to B-2.

A certain tract or parcel of land located on the south west side of West Columbia Street in Pulaski County, Kentucky at the Junction of West Columbia Street and Losey Street.

Property located at 1033 W. Columbia St. containing an area of 0.5157 acres as surveyed by Bobby Hudson, LPI.S 1253, on 10/01/2004.

- II. The City Clerk of the City of Somerset, Kentucky is hereby authorized to alter the Zoning Map to reflect said change.
- III. This Ordinance shall be in full force and effect from and after adoption.

FIRST READING: August 23, 2005

SECOND READING: September 13, 2005

APPROVED:

J.P. Wilks  
MAYOR

ATTEST:

[Signature]  
CITY CLERK

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That Ordinance No. 00-18, known as the Zoning Ordinance, Somerset, Kentucky, be and the same is hereby amended by altering the Zoning Map in the following manner:

- I. By changing the following boundary of land being zoned R-1 to B-2.

A certain tract or parcel of land located on the south west side of West Columbia Street in Pulaski County, Kentucky at the Junction of West Columbia Street and Losey Street.

Beginning on an Iron pin set on the south west right of way of West Columbia Street, said pin being a corner to Little Mae Stephens (Deed Book 557 Page 332); thence with the south west right of way of said road south 41 degrees 33 minutes 01 seconds east for a distance of 91.00 feet to an Iron pin set, said pin being an original tract corner between Deed Book 220 Page 526 and Deed Book 233 Page 500; thence continuing with the right of way south 42 degrees 12 minutes 05 seconds east for a distance of 97.64 feet to an Iron pin set on the south west right of way of West Columbia Street, said pin also being on the north west right of way of Losey Street: thence with the right of way of Losey Street south 73 degrees 30 minutes 00 seconds west for a distance of 191.48 feet to a pipe found on the north west right of way of Losey Street, said pipe being a corner to Joe Carroll (Deed Book 397, Page 578); thence with the line of Carroll north 11 degrees 34 minutes 27 seconds west for a distance of 23.23 feet to an Iron pin set, Said pin being an original corner to Deed Book 20 Page 526 and Deed Book 233 Page 500; thence continuing with the line of Carroll North 11 degrees 34 minutes 27 seconds west passing the line between Carroll and Murrell Haney (Deed Book 332 Page 012) for a total distance of 98.00 feet to an Iron pin

set, said pin being a corner to Lillie Mae Stephans (Deed Book 57 Page 332); thence with the line of Stephans North 42 degrees 13 minutes 00 seconds east for a distance of 85.00 feet to an Iron pin set near a drive way; thence continuing with the line of Stephans north 62 degrees 11 minutes 47 seconds east for a distance of 28.09 feet to an Iron pin set on the south west right of way of West Columbia Street, which is the point of beginning and having an area of 0.5157 acres as surveyed by Bobby Hudson, LPI.S 1253, on 10/01/2004.

The above described being the property conveyed to Paul Gastineau and Eva E. Gastineau, husband and wife, by Deed Book 220 Page 526 and Deed Book 233 Page 500 in the records of the Pulaski County Court Clerk's Office at Somerset, Kentucky. Eva E. Gastineau heretofore departed this life and fee simple title vested in Paul Gastineau by virtue of the survivorship provisions of said deed. Paul Gastineau heretofore departed this life testate on the 25<sup>th</sup> day of July, 2004, a resident of Pulaski County, Kentucky. For authority of Janice Mink to sign as executrix of the Estate of Paul Gastineau, see Will Book 048, Page 633, Pulaski County Court Clerk's office, Kentucky and Order Admitting Will to Probate and Appointing Executrix at District Order Book 048, Page 631, Pulaski County Court Clerk's Office, Kentucky.

All corners or witness monuments referred to herein as Iron pins set are one-half inch rebar 18 inches long and capped with an orange cap marked LS 1253, except as otherwise noted. All bearings are referenced to the meridian.

This property is subject to any and all rights of way and/or easements of record or in existence at this time and regulations that may apply through planning and zoning.

Above described property is subject to all easements, exceptions, right-of-ways, covenants, and restrictions of record or that may apply.

II. The City Clerk of the City of Somerset, Kentucky is hereby authorized to alter the Zoning Map to reflect said change.

III. This Ordinance shall be in full force and effect from and after adoption.

FIRST READING: August 22, 2005

SECOND READING: September 12, 2005

APPROVED:

J. Wiles  
MAYOR

ATTEST:

David Adams  
CITY CLERK

APPLICATION FOR ZONING AMENDMENT/DEVELOPMENT PLAN APPROVAL  
TO THE  
SOMERSET PLANNING COMMISSION

*Handwritten notes:*  
# 2005-000  
Zone Change  
Application  
R-1 to B-2

APPLICATION NO. 05-05

THE UNDERSIGNED OWNER(S) OF THE FOLLOWING LEGALLY DESCRIBED PROPERTY REQUEST THE CONSIDERATION OF CHANGE IN ZONING DISTRICT CLASSIFICATION APPROVAL OF DEVELOPMENT PLAN AS SPECIFIED BELOW:

1. NAME OF APPLICANT: Michael Godbey  
MAILING ADDRESS: 70 W. Langdon St. Science Hill Ky. 42553
2. PHONE NUMBER (HOME): \_\_\_\_\_ (BUSINESS) \_\_\_\_\_
3. PROPERTY OWNER: Same as above
4. LOCATION DESCRIPTION: 1033 West Columbia St.
5. EXISTING USE: Vacant Lot
6. PROPOSED USE: Commerical Building Lot
4. PRESENT ZONING DISTRICT: R-1  
PROPOSED ZONING DISTRICT: B-2

SUPPORT INFORMATION: ATTACH THE FOLLOWING ITEMS TO THE APPLICATION:

- A. A VICINITY MAP SHOWING PROPERTY LINES, STREETS, AND EXISTING PROPOSED ZONING.
- B. A LIST OF ALL PROPERTY OWNERS AND THEIR MAILING ADDRESSES WITHIN, CONTIGUOUS TO, AND DIRECTLY ACROSS THE STREET FROM THE PROPOSED RE-ZONING.
- C. FEES AS REQUIRED
- D. LEGAL DESCRIPTION.

DATE: 7/11/05 APPLICANT SIGNATURE: Michael Godbey

FOR OFFICIAL USE ONLY  
PLANNING COMMISSION

DATE FILED 7-11-05 DATE OF NOTICE IN NEWSPAPER 7-19-05 FEE PAID 402.00  
DATE OF NOTICE TO PROPERTY OWNER \_\_\_\_\_ DATE OF PUBLIC HEARING \_\_\_\_\_  
RECOMMENDATION OF PLANNING COMMISSION: APPROVAL  DENIAL \_\_\_\_\_  
REASON FOR RECOMMENDATION: \_\_\_\_\_

DATE 7-26-05 PLANNING COMMISSION CHAIRMAN [Signature]

FOR OFFICIAL USE ONLY  
(LEGISLATIVE AUTHORITY)

DATE OF RECOMMENDATION RECEIVED \_\_\_\_\_  
ACTION BY LEGISLATIVE AUTHORITY APPROVED \_\_\_\_\_ DENIAL \_\_\_\_\_  
IF DENIED, REASON FOR DENIAL \_\_\_\_\_

DATE \_\_\_\_\_ CLERK \_\_\_\_\_

NOTE: THREE COPIES OF THIS FORM AND SUPPORTING INFORMATION MUST BE FILED WITH THE SOMERSET PLANNING COMMISSION. APPLICATION MUST BE RETURNED TO THE OFFICE OF CODE ENFORCEMENT 4 WEEKS PRIOR TO MEETING DATE.

**PUBLIC HEARING**

**SOMERSET PLANNING COMMISSION  
ZONE CHANGE**

AT THE REQUEST OF MICHAEL GODBEY, A PUBLIC HEARING WILL BE  
HELD AT THE SOMERSET CITY HALL, 400 EAST MT VERNON STREET, SOMERSET, KENTUCKY  
(COUNCIL CHAMBERS) ON JULY 26, 2005 AT 6:30 P.M. FOR THE  
PURPOSE OF RE-ZONING 1033 WEST COLUMBIA ST  
FROM THE PRESENT R-1 TO B-2

A LEGAL DESCRIPTION IS AS FOLLOWS:

A certain tract or parcel of land located on the south west side of West Columbia Street in Pulaski County, Kentucky at the junction of West Columbia Street and Losey Street.

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east for a distance of 91.00 feet to an iron pin set, said pin being an original tract corner between Deed Book 220 Page 526 and Deed Book 233 Page 500; thence continuing with the right of way south 42 degrees 12 minutes 05 seconds east for a distance of 17.64 feet to an iron pin set on the south west right of way of West Columbia Street, said pin also being on the north west right of way of Losey Street; thence with the right of way of Losey Street south 73 degrees 30 minutes 00 seconds west for a distance of 191.48 feet to a pipe found on the north west right of way of Losey Street, said pipe being a corner to Joe Carroll (Deed Book 397 Page 578); thence with the line of Carroll north 11 degrees 34 minutes 27 seconds west for a distance of 23.23 feet to an iron pin set, said pin being an original corner to Deed Book 220 Page 526 and Deed Book 233 Page 500; thence continuing with the line of Carroll North 11 degrees 34 minutes 27 seconds west passing the line between Carroll and Murrell Haney (Deed Book 332 Page 012) for a total distance of 98.00 feet to an iron pin set, said pin being a corner to Lillie Mae Stephens (Deed Book 557 Page 332); thence with the line of Stephens North 42 degrees 13 minutes 00 seconds east for a distance of 85.00 feet to an iron pin set near a drive way; thence continuing with the line of Stephens north 62 degrees 11 minutes 47 seconds east for a distance of 28.09 feet to an iron pin set on the south west right of way of West Columbia Street, which is the point of beginning and having an area of 0.5157 acres as surveyed by Bobby Hudson, LPLS 1253 on 10/01/2004.

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