

ORDINANCE NO. 05- 17

AN ORDINANCE CLOSING ELM STREET AND GILMORE STREET IN
THE CITY OF SOMERSET, KENTUCKY.

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

Whereas, the City of Somerset, Kentucky, having determined that Elm Street and
Gilmore Street should be closed;

IT IS THEREFORE ORDAINED by the Common Council of the City of Somerset,
Kentucky that Elm Street shall be closed from its intersection at South Main Street to its
intersection with South Maple Street.

IT IS THEREFORE ORDAINED by the Common Council of the City of Somerset,
Kentucky that Gilmore Street shall be closed from its intersection with South Maple Street to
where it intersects with South Main Street.

FIRST READING: December 12, 2005

SECOND READING: January 9, 2006

APPROVED:

J. P. Wiles
J. P. WILES, MAYOR

ATTEST:

David Godsey
DAVID GODSEY, CITY CLERK

COMMONWEALTH OF KENTUCKY
28TH JUDICIAL CIRCUIT
PULASKI CIRCUIT COURT
CIVIL ACTION NO. _____
DIVISION _____

CITY OF SOMERSET, a Municipal Corporation

PLAINTIFFS

VS

PULASKI COUNTY LIBRARY BOARD
107 NORTH MAIN STREET
SOMERSET, KENTUCKY 42501

DEFENDANTS

COMPLAINT

Comes now the Plaintiff, The City of Somerset, and states that Ordinance Number _____, the City Counsel of The City of Somerset authorized the institution of this action in the Pulaski Circuit Court for the purpose of closing a street known as East Elm Street and Gilmore Street located in the City of Somerset and more particularly described as follows:

- a. East Elm Street: A street or pathway known as East Elm street beginning at the intersection of that street with South Main Street to its intersection with South Maple Street.
- b. Gilmore Street: From its intersection with South Maple Street to its intersection with South Main Street
1. A copy of the ordinance is filed herewith, made a part hereof and marked Exhibit "A";
2. All property adjoining the streets to be closed is owned by the parties to this action;

3. The Plaintiff states that the Defendant and Plaintiff are the owners of all of the property adjoining said public ways and the only parties having any interest therein and the closing of the public way will be beneficial to the City of Somerset and will not injure any other property owners.

WHEREFORE, the Plaintiff demands as follows:

1. That the said public way known as East Elm Street and Gilmore Street be closed and the area inbraved therein revert to the abutting property owners;
2. For its cost herein and expended;
3. All further proper relief to which it may be entitled.

Respectfully submitted,

JOE L. TRAVIS
TRAVIS, PRUITT, POWERS & YEAST
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COUNSEL FOR PLAINTIFF