

ORDINANCE NO. 06-13

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 of land in the City of Somerset, Pulaski County, Kentucky, located on McClendon Street and described more particularly as follows:

POINT OF BEGINNING, a ¼' Rebar Found #1253, a corner to Elfreda Jones (Db 541 pg 296), Doyle McClendon (Db 573 Pg 290) and the parent tract, W.D. Hudson (Db 315 Pg 32). THENCE with Jones South 83 degrees 04 minutes 57 seconds West for a distance of 167.97 feet to a ½" x 18" Rebar Set stamped W. Daulton (Red) cap #2463 (hereinafter referred to as an Iron Pin Set) in the Right of Way of McClendon Street (35' Right of Way). THENCE with the Right of Way of McClendon Street North 07 degrees 02 minutes 49 seconds East for a distance of 60.93 feet; North 04 degrees 54 minutes 26 seconds West for a distance of 44.00 feet; North 09 degrees 01 minutes 08 seconds West for a distance of 370.00 feet to an Iron Pin Set in the Right of Way of McClendon Street. THENCE through Hudson North 81 degrees 37 minutes 35 seconds East for a distance of 233.72 feet to an Iron Pin Set in the line of Doyle McClendon (Db 242 Pg 134). THENCE with McClendon, then with Doyle McClendon (Db 573 Pg 290) South 01 degrees 12 minutes 27 seconds West for a distance of 483.64 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements, and restrictions of record. Said property contains 2.10 acres more or less, as surveyed by Weylan G. Daulton PLS #2463 by Magnetic North on 07-25-05.

The source of title for this property being a part of the same property conveyed to W.D. and Havena Hudson by Frankie and Margaret Wilson by deed dated 07-09-1971 which is of record in Db 315 Pg 32 in the Pulaski Co., Kentucky Clerk's Office; also being all of Lots Two, Three, Four and Five of an unrecorded plat of The W.D. Hudson property.

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: December 11, 2006

SECOND READING: December 20, 2006

APPROVED:

J.P. Wiles
MAYOR

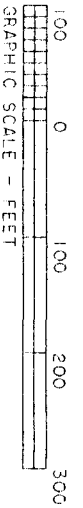
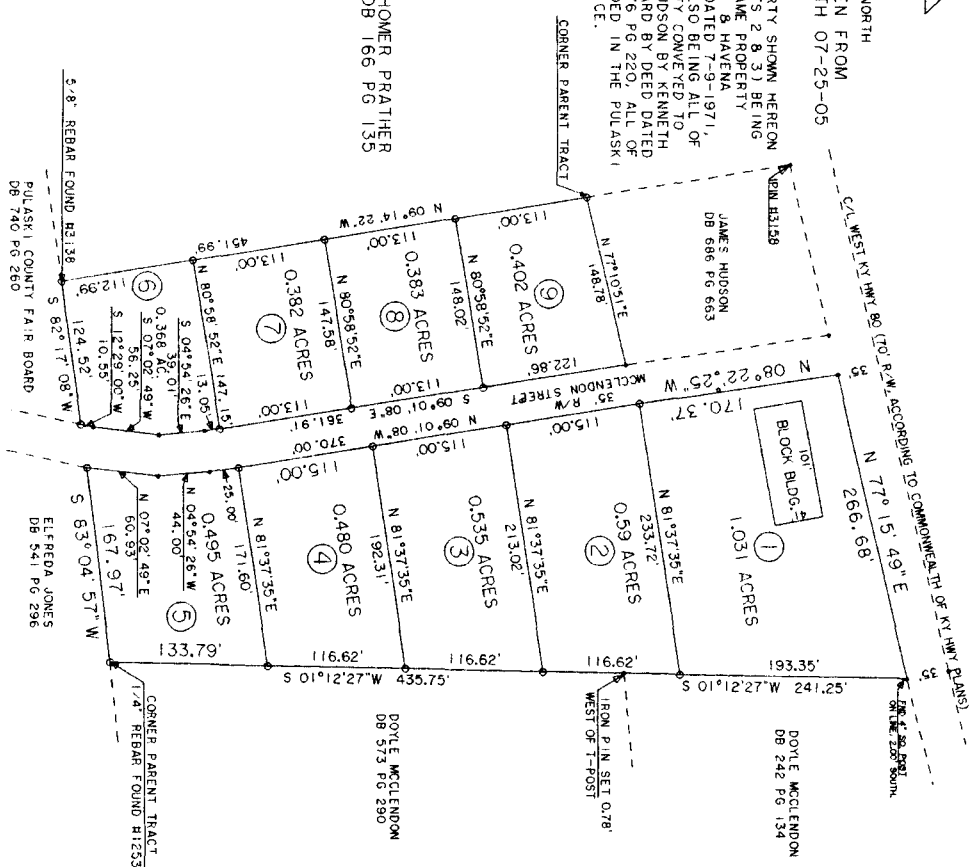
ATTEST:

[Signature]
CITY CLERK

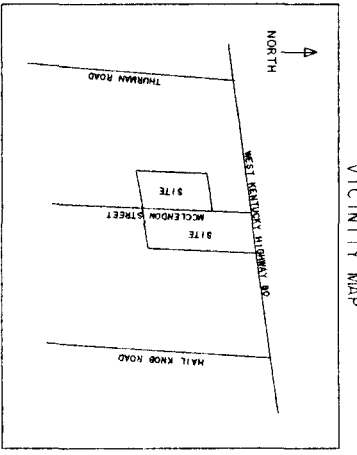


MAGNETIC NORTH
BEARINGS TAKEN FROM
MAGNETIC NORTH 07-25-05

NOTE: THE PROPERTY SHOWN HEREON (A PART OF TRACTS 2 & 3) BEING A PART OF THE SAME PROPERTY CONVEYED TO W.D. & HAVENA HUDSON BY DEED DATED 7-9-1971, DB 315 PG 32, ALSO BEING ALL OF THE SAME PROPERTY CONVEYED TO W.D. & HAVENA HUDSON BY DEED DATED 5-26-1967, DB 276 PG 220, ALL OF WHICH ARE RECORDED IN THE PULASKI CO. CLERK'S OFFICE.



NOTE: ○ = 1/2" X 18" REBAR SET
STAMPED W. DAULTON (RED) CAP #2463
(IRON PIN SET)



STATE OF KENTUCKY
MAYLON G. DAULTON
D. 2063
LICENSED PROFESSIONAL LAND SURVEYOR
1/9-27-06

SURVEYOR'S CERTIFICATE
I HEREBY CERTIFY THAT THE SURVEY DEPICTED IN THIS PLAT WAS DONE BY PERSONS DEPENDENT UPON ME AND THAT THE MEASUREMENTS WERE MADE WITH SIGHTS, THE UNIMPROVED PRECISION BALANCE OF THE TRAVELER WAS 1/82881 WHICH IS A CLASS 1 SURVEY AND THE ACCURACY AND PRECISION OF SAID SURVEY METS ALL THE SPECIFICATIONS OF THIS CLASS.

NAME: *Maylon G. Daulton* DATE: 1/9-27-06

PLAT OF SURVEY			
FOR			
W.D. HUDSON ESTATE			
825 WEST KENTUCKY HIGHWAY 80			
SOMERSET, KENTUCKY 42503			
PROPERTY			
W.D. HUDSON ESTATE			
825 WEST KENTUCKY HIGHWAY 80			
SOMERSET, PULASKI CO., KY			
WYLAN G. DAULTON			
SURVEYOR			
585 RINGGOLD ROAD			
SOMERSET, KY 42503			
DATE	OFFICE	HOME	DRAWING NO.
05-13-06	76051678-7190	6061679-1075	BR 375-H
SCALE	TOTAL ACRES	APPROVED BY	W3075-2113
1" = 100'	5.29	W.G. DAULTON	

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

APPLICATION NO. 06-03

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: Estate of Havena Hudson Shirley Hudson, Exec.
MAILING ADDRESS: _____
2. PHONE NUMBER (HOME): _____ (BUSINESS) _____
3. PROPERTY OWNER: Same as above
4. LOCATION DESCRIPTION: Mc Clendon Rd (east side) lots 2, 3, 4, & 5
5. EXISTING USE: Vacant lots
6. PROPOSED USE: To sell as business lots
4. PRESENT ZONING DISTRICT: R-1
PROPOSED ZONING DISTRICT: B-2

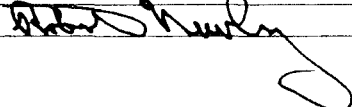
SUPPORT INFORMATION: ATTACH THE FOLLOWING ITEMS TO THE APPLICATION:

- 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: 11-1-06 APPLICANT SIGNATURE: _____

FOR OFFICIAL USE ONLY
PLANNING COMMISSION

DATE FILED 11-1-06 DATE OF NOTICE IN NEWSPAPER 11-17-06 FEE PAID 402.00
DATE OF NOTICE TO PROPERTY OWNER 11-14-06 DATE OF PUBLIC HEARING 11-28-06
RECOMMENDATION OF PLANNING COMMISSION: APPROVAL DENIAL
REASON FOR RECOMMENDATION: _____

DATE 11-28-07 PLANNING COMMISSION CHAIRMAN 

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.