

ORDINANCE NO. 07- 18

AN ORDINANCE STATING THE CITY OF SOMERSET'S INTENT AND DESIRE TO ANNEX A CORRIDOR OF HIGHWAY, SPECIFICALLY KENTUCKY STATE HWY 1642, MORE COMMONLY KNOWN AS SLATE BRANCH ROAD, PULASKI COUNTY, KENTUCKY, TO THE CITY OF SOMERSET, KENTUCKY,

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

That the City of Somerset, Kentucky does hereby state its intent and desire to annex to the City of Somerset, Kentucky, pursuant to KRS 84A.420, the following boundary of unincorporated territory which is a corridor known as Kentucky State Hwy 1642 /Slate Branch Road, which is contiguous to current boundaries of the City Limits, and is territory that is urban in character or is suitable for urban development without unreasonable delay, and which contains water mains and/or sewer lines which belong to the City of Somerset which currently serve customers throughout the area:

A certain corridor located and being in Pulaski County, State of Kentucky, known as Kentucky State Hwy. 1642 /Slate Branch Road, and more fully described as follows, to wit:

(See Exhibit "A" attached hereto and incorporated herein in full by reference.)

FIRST READING August 13, 2007

SECOND READING January 10, 2008

Approved:
Eddie R. Jones
Mayor

ATTEST:
[Signature]
City Clerk

City of Somerset, KY. Annexation Ordinance No. 7-17 and 7-18
Description

A certain strip of land located in the existing road right-of-ways of US Highway 27, KY Highway 1642, and the Somerset By-Pass. Said strip of land beginning on a point adjacent to the City limits of Somerset, KY. Ordinance No. 98-1 Tract#24, and more particularly described as follows:

The following description was prepared by Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496, said description was prepared using record information from the Pulaski County Court Clerk's office, in Somerset, Kentucky and right-of-way data from the Kentucky Transportation cabinet, plans for US Highway 27, Kentucky Highway 1642, and the Somerset by-pass. Some field measurements were taken on existing pavement and existing right-of-way monumentation using GPS, and noted on attached plat. The purpose of this boundary survey is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcel boundaries and should not be used for this purpose.

Beginning on a point at the northwest right-of-way intersection of US Highway 27 and Shearwood Drive. Said point having a KY State Plane single zone coordinate of (E: 5,248,965.460, N: 3,538,368.647), and also being the southeast corner of Tract#24 described in Ordinance No. 98-1

Thence with the existing City limit line, described by Ordinance #98-1 Tract#24: (L1) N 04°55'30" E a distance of 20.00';

Thence leaving the existing City Boundary and crossing the existing right-of-way of US Highway 27 the following (8) eight calls:

- (1) (L2) S 85°04'30" E a distance of 20.00';
- (2) (L3) S 04°55'30" W a distance of 159.29';
- (3) (L4) S 05°41'55" W a distance of 249.90';
- (4) (L5) S 04°03'40" W a distance of 570.71';
- (5) (L6) S 01°30'20" W a distance of 141.85';
- (6) (L7) S 02°03'58" E a distance of 105.66';
- (7) (L8) S 04°47'03" E a distance of 110.56';
- (8) (L9) S 32°06'45" W a distance of 54.56';

Thence crossing the existing right-of way of KY Highway 1642 and in part the right-of-way of the new Somerset By-Pass the following (22) twenty-two calls:

- (1) (L10) N 87°30'10" W a distance of 174.38';
- (2) (L11) N 86°09'24" W a distance of 114.33';
- (3) (L12) N 85°07'56" W a distance of 180.71';
- (4) (L13) N 85°19'23" W a distance of 787.24';
- (5) (L14) N 85°34'08" W a distance of 1062.00';
- (6) (L15) N 85°15'00" W a distance of 223.07';
- (7) (L16) N 83°46'04" W a distance of 360.54';
- (8) (L17) N 83°52'33" W a distance of 181.13';
- (9) (L18) N 85°54'16" W a distance of 125.82';
- (10) (L19) S 84°47'08" W a distance of 195.35';
- (11) (L20) S 70°20'55" W a distance of 109.64';
- (12) (L21) S 63°08'35" W a distance of 197.49';
- (13) (L22) S 83°00'36" W a distance of 293.65';
- (14) (L23) N 06°59'24" W a distance of 20.00';
- (15) (L24) N 83°00'36" E a distance of 290.14';
- (16) (L25) N 63°08'35" E a distance of 195.25';
- (17) (L26) N 70°20'55" E a distance of 113.43';
- (18) (L27) N 84°47'08" E a distance of 199.51';
- (19) (L28) S 85°54'16" E a distance of 127.80' to a point located S 17°47'02" W, 19.08' from a concrete right-of-way marker;
- (20) (L29) S 83°52'33" E a distance of 181.50';
- (21) (L30) S 83°46'04" E a distance of 360.35' to a point located S 69°33'21" W, 81.75' from a concrete right-of-way marker;
- (22) (L31) S 84°57'56" E a distance of 206.94' to a point located S 55°36'22" E, 39.42' from a concrete right-of-way marker;

Thence running in part with the existing right-of way line of KY Highway 1642 and US Highway 27 and adjoining the land owners (as shown on attached plat Sheet 4 of 4) the following (22) twenty-two calls:

- (1) (L32) S 55°36'22" E a distance of 18.14';
- (2) (L33) S 85°34'08" E a distance of 1062.02';
- (3) (L34) S 85°19'23" E a distance of 787.28';
- (4) (L35) S 85°07'56" E a distance of 180.64';
- (5) (L36) S 86°09'24" E a distance of 114.12';
- (6) (L37) S 87°30'10" E a distance of 101.19';

- (7) (L38) N 06°02'25" E a distance of 9.28';
- (8) (L39) S 87°21'54" E a distance of 60.36';
- (9) (L40) N 32°06'45" E a distance of 37.27';
- (10) (L41) N 04°47'03" W a distance of 104.36' to a concrete right-of-way marker;
- (11) (L42) N 02°03'58" W a distance of 106.76' to a concrete right-of-way marker;
- (12) (L43) N 01°30'20" E a distance of 123.20';
- (13) (L44) N 86°21'43" W a distance of 5.00';
- (14) (L45) N 03°38'17" E a distance of 28.20';
- (15) (L46) N 86°21'43" W a distance of 5.00';
- (16) (L47) N 03°38'17" E a distance of 181.85';
- (17) (L48) N 84°51'42" W a distance of 10.00' to a concrete right-of-way marker;
- (18) (L49) N 04°43'43" E a distance of 198.08' to a concrete right-of-way marker;
- (19) (L50) N 05°10'17" E a distance of 203.32' to a concrete right-of-way marker;
- (20) (L51) S 84°51'42" E a distance of 15.00';
- (21) (L52) N 05°41'55" E a distance of 229.96';
- (22) (L53) N 04°55'30" E a distance of 139.16' **to the point of Beginning;**
Said Annexed boundary having an area of 94,112 square feet or **2.16 acres.**

All bearings and distances described herein are based on Grid North Kentucky State Plane Single Zone (1600).

PUBLIC NOTICE REGARDING ANNEXATION

Pursuant to KRS 424.130(1)(b) and KRS 424.140, please take notice that the state-owned right-of-way/territory described below shall become annexed by the City of Somerset unless 50% or more of the resident voters or property owner in the area to be annexed (specifically, the Kentucky State Highway Department) protests by signing and filing a petition with the Mayor opposing the annexation of the right-of-way/territory by or before March 10, 2008. If no Petition in opposition to the annexation of the right-of-way/territory is received by or before March 10, 2008, the City of Somerset, Kentucky shall read an Ordinance annexing the property set forth herein. The following paragraph describes a tract of land situated in Pulaski County Kentucky on U.S. 27 and U.S. 1647 joining the present city limits of the City of Somerset, Kentucky intended to be annexed into the City of Somerset with said premises being more particularly described as follows:

A certain strip of land located in the existing road right-of-ways of US Highway 27, KY Highway 1642, and the Somerset By-Pass. Said strip of land beginning on a point adjacent to the City limits of Somerset, KY. Ordinance No. 98-1 Tract#24, and more particularly described as follows: The following description was prepared by Anthony G. Thompson PLS #3630 of AGT Land Surveying, Firm Permit #496, said description was prepared using record information from the Pulaski County Court Clerk's office, in Somerset, Kentucky and right-of-way data from the Kentucky Transportation cabinet, plans for US Highway 27, Kentucky Highway 1642, and the Somerset by-pass. Some field measurements were taken on existing pavement and existing right-of-way monumentation using GPS, and noted on attached plat. The purpose of this boundary survey is to delineate the limits of the aforesaid annexation. It does not in any way reflect a determination of the individual parcel boundaries and should not be used for this purpose. **Beginning** on a point at the northwest right-of-way intersection of US Highway 27 and Shearwood Drive. Said point having a KY State Plane single zone coordinate of (E: 5,248,965.460, N: 3,538,368.647), and also being the southeast corner of Tract#24 described in Ordinance No. 98-1 **Thence** with the existing City limit line, described by Ordinance #98-1 Tract#24: (L1) N 04°55'30" E a distance of 20.00'; **Thence** leaving the existing City Boundary and crossing the existing right-of way of US Highway 27 the following (8) eight calls: (1) (L2) S 85°04'30" E a distance of 20.00';(2) (L3) S 04°55'30" W a distance of 159.29';(3) (L4) S 05°41'55" W a distance of 249.90';(4) (L5) S 04°03'40" W a distance of 570.71';(5) (L6) S 01°30'20" W a distance of 141.85';(6) (L7) S 02°03'58" E a distance of 105.66';(7) (L8) S 04°47'03" E a distance of 110.56';(8) (L9) S 32°06'45" W a distance of 54.56';**Thence** crossing the existing right-of way of KY Highway 1642 and in part the right-of-way of the new Somerset By-Pass the following (22) twenty-two calls:(1) (L10) N 87°30'10" W a distance of 174.38';(2) (L11) N 86°09'24" W a distance of 114.33';(3) (L12) N 85°07'56" W a distance of 180.71';(4) (L13) N 85°19'23" W a distance of 787.24';(5) (L14) N 85°34'08" W a distance of 1062.00';(6) (L15) N 85°15'00" W a distance of 223.07';(7) (L16) N 83°46'04" W a distance of 360.54';(8) (L17) N 83°52'33" W a distance of 181.13';(9) (L18) N 85°54'16" W a distance of 125.82';(10) (L19) S 84°47'08" W a distance of 195.35';(11) (L20) S 70°20'55" W a distance of 109.64';(12) (L21) S 63°08'35" W a distance of 197.49';(13) (L22) S 83°00'36" W a distance of 293.65';(14) (L23) N 06°59'24" W a distance of 20.00';(15) (L24) N 83°00'36" E a distance of 290.14';(16) (L25) N 63°08'35" E a distance of 195.25';(17) (L26) N 70°20'55" E a distance of 113.43';(18) (L27) N 84°47'08" E a distance of 199.51';(19) (L28) S 85°54'16" E a distance of 127.80' to a point located S 17°47'02" W, 19.08' from a concrete right-of-way marker;(20) (L29) S 83°52'33" E a distance of 181.50';(21) (L30) S 83°46'04" E a distance of 360.35' to a point located S 69°33'21" W, 81.75' from a concrete right-of-way marker;(22) (L31) S 84°57'56" E a distance of 206.94' to a point located S 55°36'22" E, 39.42' from a concrete right-of-way marker; **Thence** running in part with the existing right-of way line of KY Highway 1642 and US Highway 27 and adjoining the land owners (as shown on attached plat Sheet 4 of 4) the following (22) twenty-two calls:(1) (L32) S 55°36'22" E a distance of 18.14';(2) (L33) S 85°34'08" E a distance of 1062.02';(3) (L34) S 85°19'23" E a distance of 787.28';(4) (L35) S 85°07'56" E a distance of 180.64';(5) (L36) S 86°09'24" E a distance of 114.12';(6) (L37) S 87°30'10" E a distance of 101.19';(7) (L38) N 06°02'25" E a distance of 9.28';(8) (L39) S 87°21'54" E a distance of 60.36';(9) (L40) N 32°06'45" E a distance of 37.27';(10) (L41) N 04°47'03" W a distance of 104.36' to a concrete right-of-way marker;(11) (L42) N 02°03'58" W a distance of 106.76' to a concrete right-of-way marker;(12) (L43) N 01°30'20" E a distance of 123.20';(13) (L44) N 86°21'43" W a distance of 5.00';(14) (L45) N 03°38'17" E a distance of 28.20';(15) (L46) N 86°21'43" W a distance of 5.00';(16) (L47) N 03°38'17" E a distance of 181.85';(17) (L48) N 84°51'42" W a distance of 10.00' to a concrete right-of-way marker;(18) (L49) N 04°43'43" E a distance of 198.08' to a concrete right-of-way marker;(19) (L50) N 05°10'17" E a distance of 203.32' to a concrete right-of-way marker;(20) (L51) S 84°51'42" E a distance of 15.00';(21) (L52) N 05°41'55" E a distance of 229.96';(22) (L53) N 04°55'30" E a distance of 139.16' **to the point of Beginning**; Said Annexed boundary having an area of 94,112 square feet or **2.16 acres** more or less intended for a proposed annexation to the City of Somerset, Kentucky and subject to all legal conditions and easements of record. All bearings and distances described herein are based on Grid North Kentucky State Plane Single Zone (1600).