

ORDINANCE NO. 09-06

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:

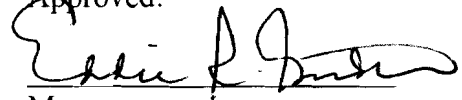
A certain corridor located and being in Pulaski County, State of Kentucky, known as Kentucky State Hwy. 1642/Slate Branch Road, and more fully described as follows, to wit:

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

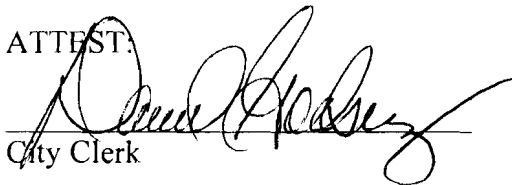
FIRST READING April 27, 2009

SECOND READING May 11, 2009

Approved:


Mayor

ATTEST:


City Clerk

City of Somerset, KY. Annexation Ordinance No. 09-__
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: (1) 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) (1) S 85°04'30" E a distance of 20.00';
- (2) (2) S 04°55'30" W a distance of 159.29';
- (3) (3) S 05°41'55" W a distance of 249.90';
- (4) (4) S 04°03'40" W a distance of 570.71';
- (5) (5) S 01°30'20" W a distance of 141.85';
- (6) (6) S 02°03'58" E a distance of 105.66';
- (7) (7) S 04°47'03" E a distance of 110.56';
- (8) (8) 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).

City of Somerset


Eddie R. Girdler
Mayor

David Godsey
City Clerk

400 East Mt. Vernon Street
P.O. Box 989
SOMERSET, KENTUCKY 42502
(606)679-6366
(606)679-2481 (FAX)

Date: 4-29-2009
Re: Notice of Intent to Annex

FILE COPY

Mailed 4-29-09 to
State Hwy Dept.
Local District
w/ ord & descriptn
attached


Dear Property Owner,

This letter shall serve as notice that the City of Somerset intends to annex the right-of-way that you own within the area described in the attached City of Somerset Ordinance. The Intent to Annex Ordinance received a first reading on April 27, 2009 and shall receive the second reading at 7:00 pm, on June 9, 2009 at the Somerset City Hall, Council Chambers, 400 East Mt. Vernon Street, Somerset, KY. If you have any questions regarding this matter, please feel free to contact me at the number or address above. Thank you for your time and attention to this matter and we apologize for any inconvenience.

Sincerely,

Carrie D. Wiese
City Attorney – Somerset

David Godsey
City Clerk - Somerset

City of Somerset

400 East Mt. Vernon Street
P.O. Box 989
SOMERSET, KENTUCKY 42502
(606)679-6366
(606)679-2481 (FAX)



MEMORANDUM

TO: SOMERSET CITY COUNCIL

FROM: MAYOR EDDIE GIRDLER

SUBJECT: PROPOSED ANNEXATION

DATE: April 23, 2009

Attached is the Annexation Ordinance that failed on the 2nd reading last year. This is for Slate Branch Road but does not concern any other property at this time. The issue of business development, etc. has not been reviewed due to economy and changes in timing.

This is the only annexation piece that has been surveyed and ready to be processed. We need to have the first reading, again send the information to the State for concurrence, and then have the 2nd reading.

Again, we have not discussed any future activity involving properties in the area since the decline of the economy. This will be the first step in moving annexation forward and will try to get other others surveyed for the immediate future such as water plant, water park, etc.

*Corridor of
 Hwy 278 to Slate
 Branch Rd ?*



TRANSPORTATION CABINET

Steven L. Beshear
Governor

Department of Highways District 8 Office
1660 S. Highway 27
P.O. Box 780
Somerset, KY 42502
(606) 677-4017

Joseph W. Prather
Secretary

May 6, 2009

Carrie D. Wiese, Esq.
David Godsey
PO Box 989
Somerset, KY 42502

Re: Notice of Intent to Annex; Ordinance 09- 06
Slate Branch Road

Dear Ms. Wiese and Mr. Godsey:

The Commonwealth of Kentucky, Transportation Cabinet is in receipt of your Notice of Intent to Annex a portion of Slate Branch Road (KY 1642).

The Transportation Cabinet views this matter as a local governmental issue, and the Transportation Cabinet will not be taking a position either in opposition or in favor of the proposed annexation.

If you have any questions please feel free to contact me at any time.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith A. Upchurch".

Keith A. Upchurch
Staff Attorney

