

ORDINANCE NO. 11-19

AN ORDINANCE PURSUANT TO KRS 81A.420, STATING THE CITY OF SOMERSET'S INTENT TO ANNEX TERRITORY BELONGING TO THE KENTUCKY DEPARTMENT OF TRANSPORTATION (KYDOT), TO THE CITY OF SOMERSET, KENTUCKY, AND HEREIN DECLARES SAID TERRITORY AS DESIRABLE TO ANNEX BY THE CITY;

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

I. INTENT AND DESIRE/PURPOSE OF ORDINANCE

This Ordinance sets forth that the City of Somerset, Kentucky does hereby expressly state its *intent to annex*, and *declares the territory* as described herein as *desirable to annex* to the City of Somerset, Kentucky, pursuant to KRS 84A.420 and all other applicable law.

The subject unincorporated territory is contiguous to current boundaries of the City Limits, is territory that is urban in character or is suitable for urban development without unreasonable delay, some of which currently contains water mains and/or sewer lines and/or natural gas lines which belong to the City of Somerset that provide services for customers throughout the County and currently outside of the City's corporate boundaries, and further, the included and described territory that does not already contain such infrastructure is part of the City's future development and growth plans, much of which is contained in the City's approved Comprehensive Plan required by law to be adopted and reviewed on a periodic basis. Therefore the growth of the City's corporate boundaries and infrastructure into the subject territory is not a mere speculation that services may be provided in the future, but a solid and existing plan of which the City is financially capable of providing which will benefit the entire County and all communities within its boundaries, and which benefits the Lake Cumberland watershed which serves and affects the entire South Eastern Region of the United States.

II. CURRENT MUNICIPAL VALUE OR PURPOSE

Pursuant to applicable case law interpreting Kentucky Annexation Laws, the City of Somerset may annex territory in strips, otherwise known as, and hereafter described as, "corridors", if said territory has a concrete and tangible municipal value or purpose existing at the time annexation is sought. The City of Somerset, by and through the City Council, herein states and declares that the City of Somerset has the required concrete and tangible municipal value or purpose for annexing the subject territory.

III. DESCRIPTION OF TERRITORY

The territory which the City of Somerset herein expressly intends to annex, and expressly herein declares as desirable territory to the City, is described as follows:

Please see Exhibit "A" (Description and Map) which contains an accurate description of the territory to be annexed pursuant to KRS 81A.420, attached hereto and incorporated herein in full by reference.


IV. SEVERABILITY


If any part of this ordinance is deemed by a court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this ordinance shall continue in full force and effect.

V. FORCE AND EFFECT

This ordinance shall be in full force and effect upon passage, approval, and publication according to law.

FIRST READING December 12, 2011
SECOND READING January 9, 2012

Approved:

Mayor

ATTEST:

City Clerk

Description of Annexation

- Following the Kentucky State Right-of-Way of Highway 80 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 80 with Kentucky State Highway 80 Business continuing in a North-Easterly direction approximately 2.87 miles to the intersection of Kentucky State Highway 80 with Pulaski County road known as Barnesburg Road.
- Following the Kentucky State Right-of-Way of Highway 3260 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 3260 with a Pulaski County road known as Cory Lane continuing in a North-Easterly direction approximately 2.64 miles to the intersection of Kentucky State Highway 3260 with Kentucky State Highway 80.
- Following the Kentucky State Right-of-Way of Highway 39 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 39 with City of Somerset road known as Oak Leaf Lane continuing in a North-Easterly direction approximately 2.45 miles to the intersection of Kentucky State Highway 39 with Pulaski County Road known as Lakeside Court.
- Following the Kentucky State Right-of-Way of Highway 1247 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 1247 with City of Somerset road known as Oak Leaf Lane continuing in a Northerly direction approximately 2.44 miles to the intersection of Kentucky State Highway 1247 with U.S. Highway 27.
- Following the Kentucky State Right-of-Way of Highway 2227 beginning at the corporate boundary of the City of Somerset in the vicinity of the property commonly known as "SomerSplash Recreational Complex" continuing in a Northerly direction approximately 2.04 miles to the intersection of Kentucky State Highway 2227 with Kentucky State Highway 1247.
- Following the Kentucky State Right-of-Way of U.S. Highway 27 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of U.S. Highway 27 with City of Somerset road known as McKee Road continuing in a Northerly direction approximately 3.05 miles to the intersection of U.S. Highway 27 with Kentucky State Highway 1247.
- Following the Kentucky State Right-of-Way of Highway 3091 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 3091 with City of Somerset road known as McKee Road continuing in a North-Westerly direction approximately 1.43 miles to the intersection of Kentucky State Highway 3091 with Kentucky State road known as the Louie B. Nunn Cumberland Parkway.
- Following the Kentucky State Right-of-Way of Highway 3263 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 3263 with City of Somerset road known as Foster Lane continuing in a North-Westerly direction approximately 1.74 miles to the intersection of Kentucky State Highway 3263 with Kentucky State road known as the Louie B. Nunn Cumberland Parkway.





- Following the Kentucky State Right-of-Way of Louie B. Nunn Cumberland Parkway beginning at the intersection of Kentucky State road known as Louie B. Nunn Cumberland Parkway with Kentucky Highway 1247 continuing in a South-Westerly direction approximately 3.05 miles to the intersection of Kentucky State road known as Louie B. Nunn Cumberland Parkway with Kentucky State Highway 914.
- Following the Kentucky State Right-of-Way of Highway 3261 beginning at the intersection of Kentucky State Highway 3261 with Kentucky Highway 3263 continuing in a Southerly direction approximately 1.81 miles to the intersection of Kentucky State Highway 3261 with Kentucky State Highway 80X.
- Following the Kentucky State Right-of-Way of Highway 80X beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 80X with Kentucky State road known as Tigers Way continuing in a South-Westerly direction approximately 3.72 miles to the intersection of Kentucky State Highway 80X with the U.S. Corps of Engineers property boundary at Lake Cumberland.
- Following the Kentucky State Right-of-Way of Highway 3261 beginning at the intersection of Kentucky State Highway 3261 with Kentucky Highway 80X continuing in a South-Easterly direction approximately 2.52 miles to the intersection of Kentucky State Highway 3261 with Kentucky State Highway 1577.
- Following the Kentucky State Right-of-Way of Highway 1577 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 1577 with City of Somerset road Grand Central Boulevard continuing in a South-Westerly direction approximately 2.90 miles to the intersection of Kentucky State Highway 1577 with Kentucky State Highway 1642.
- Following the Kentucky State Right-of-Way of Highway 1642 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 1642 with Kentucky Highway 914 continuing in a South-Westerly direction approximately 1.02 miles to the intersection of Kentucky State Highway 1642 with Pulaski County road known as Stigall Lane.
- Following the Pulaski County Right-of-Way of Old Monticello Road beginning at the intersection of Pulaski County Right-of-Way of Old Monticello Road with Kentucky Highway 914 continuing in a Southerly direction approximately 0.91 miles to the intersection of Pulaski County road known as Old Monticello Road with Kentucky State Highway 2301.
- Following the Kentucky State Right-of-Way of Highway 1642 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 1642 with City of Somerset road known as Southport Drive continuing in an Easterly direction approximately 1.39 miles to the intersection of Kentucky State Highway 1642 with Kentucky State Highway 914.
- Following the Kentucky State Right-of-Way of Highway 914 beginning at the intersection of Kentucky State Highway 914 with Kentucky State road known as the Louie B. Nunn Cumberland Parkway continuing in a Southerly direction to the Intersection of Kentucky State Highway 914

and U.S. Highway 27, then in an Easterly direction approximately 8.24 miles in total to the intersection of Kentucky State Highway 914 with Kentucky State Highway 3057.

- Following the Kentucky State Right-of-Way of Highway 3057 beginning at the corporate boundary of the City of Somerset in the vicinity of Kentucky State Highway 3057 with the property commonly known as "UGN Manufacturing" continuing in a Southerly direction approximately 0.27 miles to the intersection of Kentucky State Highway 3057 with Kentucky State Highway 914.
- Following the Kentucky State Right-of-Way of Highway 769 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 769 with Pulaski County road known as Family Circle Drive continuing in a South-Easterly direction approximately 1.58 miles to the intersection of Kentucky State Highway 769 with Pulaski County road known as Halcomb Drive.
- Following the Kentucky State Right-of-Way of Highway 192 beginning at the corporate boundary of the City of Somerset in the vicinity of the intersection of Kentucky State Highway 192 with Kentucky Highway 80 Business continuing in an Easterly direction approximately 0.75 miles to the intersection of Kentucky State Highway 192 with Kentucky State Highway 914.
- Following the Kentucky State Right-of-Way of Highway 914 beginning at the intersection of Kentucky State Highway 914 with Kentucky Highway 769 continuing in a Northerly direction approximately 2.81 miles to the intersection of Kentucky State Highway 914 with Kentucky State Highway 80.

Comprehensive Growth Strategy

Legend

-  City Limits 2011
-  Annexation Corridors
-  201 Planning Area
-  Proposed I-66

DATE: 11/11/11

