

ORDINANCE NO. 04- 03

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 or parcel of land located on the north side of East Somerset Church Road in Pulaski County, Kentucky approximately 0.1 miles from the junction of Ky 39.

BEGINNING on a PK nail set on the north right of way of East Somerset Church Road (50 foot right of way), said nail being a corner with Richard Halloran (Deed Book 584 page 634);

THENCE with the north right of way of East Somerset Church Road south 81 degrees 30 minutes 42 seconds west for a distance of 348.42 feet to a capped iron pin found 3138, said in being a corner with Nelson Valley Water District (Deed Book 531 page 397);

THENCE with the line with Nelson Valley Water District north 03 degrees 00 minutes 57 seconds west for a distance of 198.22 feet to a capped iron pin found 3138, said pin being a corner with Jerry Ikerd (Deed Book 361 page 041);

THENCE with the line with Jerry Ikerd north 81 degrees 02 minutes 46 seconds east for a distance of 350.02 feet capped iron pin found 1253, said pin being a corner with Richard Halloran;

THENCE with the line with Richard Halloran south 09 degrees 11 minutes 32 seconds east for a distance of 100.21

feet to a PK nail set, said nail being a corner with Richard Halloran;

THENCE with the line with Richard Halloran south 07 degrees 48 minutes 27 seconds west for a distance of 41.18 feet to a PK nail set. said nail being a corner with Richard Halloran;

THENCE with the line with Richard Halloran south 01 degrees 04 minutes 00 seconds west for a distance of 61.28 feet to a PK nail set which is the point of beginning and having an area of 1.6156 acres as surveyed by Bobby Hudson, LPLS 1253 on 01/21/2004.

The above described being a portion of the property conveyed to Jerry Ikerd by Deed Book 361 page 041 in the records of the Pulaski County Court clerks office at Somerset, Kentucky.

All corners or witness monuments referred to herein as iron pins set are one-half inch rebar 18 inches long and capped with an orange cap marked LS 1253, except as otherwise noted. all bearings are referenced to the meridian.

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.

PROPERTY KNOWN AS Lot on East Somerset Church Rd.

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: March 8, 2004

SECOND READING: March 23, 2004

APPROVED:


MAYOR

ATTEST:


CITY CLERK

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

APPLICATION NO. 04-02

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 South Ky. Trucks Inc.
MAILING ADDRESS P O Box 469 Somerset Ky 42502
PHONE NUMBER (HOME) _____ (BUSINESS) _____
PROPERTY OWNER Same as above
2. LOCATION DESCRIPTION East Somerset Church Rd
3. EXISTING USE Vacant Land
PROPOSED USE Commercial Building/ Doctors Office
4. PRESENT ZONING DISTRICT R-1
5. 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 REZONING.
- C. FEES AS REQUIRED
- D. LEGAL DESCRIPTION

DATE 1-26-04 APPLICANT SIGNATURE *Cory S. Skunk*
pres.

FOR OFFICIAL USE ONLY
PLANNING COMMISSION

DATE FILED 1-26-04 DATE OF NOTICE IN NEWSPAPER 2-11-04 & 2-17-04
DATE OF NOTICE TO PROPERTY OWNER 2-10-04
DATE OF PUBLIC HEARING 2-24-04 FEES PAID 402.00
RECOMMENDATION OF PLANNING COMMISSION: APPROVAL DENIAL
REASON FOR RECOMMENDATION _____

DATE 2-24-04 PLANNING COMMISSION CHAIRMAN *[Signature]*

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.

**PUBLIC HEARING
SOMERSET PLANNING COMMISSION
ZONE CHANGE**

AT THE REQUEST OF SOUTH KENTUCKY TRUCKS INC., A PUBLIC HEARING WILL BE HELD AT THE SOMERSET CITY HALL, 400 EAST MT VERNON STREET, SOMERSET KY (COUNCIL CHAMBERS) ON FEBRUARY 24, 2004 AT 6:30 P.M. FOR THE PURPOSE OF REZONING VACANT LOT ON EAST SOMERSET CHURCH ROAD FROM THE PRESENT R-1 TO B-2.

A LEGAL DESCRIPTION IS AS FOLLOWS:

A CERTAIN TRACT OR PARCEL OF LAND LOCATED ON THE NORTH SIDE OF EAST SOMERSET CHURCH ROAD IN PULASKI COUNTY, KENTUCKY APPROXIMATELY 0.1 MILES FROM THE JUNCTION OF KY 39.

BEGINNING ON A PK NAIL SET ON THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD (50 FOOT RIGHT OF WAY), SAID NAIL BEING A CORNER WITH RICHARD HALLORAN (DEED BOOK 584 PAGE 634);
THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD SOUTH 81 DEGREES 30 MINUTES 42 SECONDS WEST FOR A DISTANCE OF 348.42 FEET TO A CAPPED IRON PIN FOUND 3138, SAID PIN BEING A CORNER WITH NELSON VALLEY WATER DISTRICT (DEED BOOK 531 PAGE 397);
THENCE WITH THE LINE WITH NELSON VALLEY WATER DISTRICT NORTH 03 DEGREES 00 MINUTES 57 SECONDS WEST FOR A DISTANCE OF 198.22 FEET TO A CAPPED IRON PIN FOUND 3138, SAID PIN BEING A CORNER WITH JERRY IKERD (DEED BOOK 361 PAGE 041);
THENCE WITH THE LINE WITH JERRY IKERD NORTH 81 DEGREES 02 MINUTES 46 SECONDS EAST FOR A DISTANCE OF 350.02 FEET CAPPED IRON PIN FOUND 1253, SAID PIN BEING A CORNER WITH RICHARD HALLORAN;
THENCE WITH THE LINE WITH RICHARD HALLORAN SOUTH 09 DEGREES 11 MINUTES 32 SECONDS EAST FOR A DISTANCE OF 100.21 FEET TO A PK NAIL SET, SAID NAIL BEING A CORNER WITH RICHARD HALLORAN;
THENCE WITH THE LINE WITH RICHARD HALLORAN SOUTH 07 DEGREES 48 MINUTES 27 SECONDS WEST FOR A DISTANCE OF 41.18 FEET TO A PK NAIL SET, SAID NAIL BEING A CORNER WITH RICHARD HALLORAN;
THENCE WITH THE LINE WITH RICHARD HALLORAN SOUTH 01 DEGREES 04 MINUTES 00 SECONDS WEST FOR A DISTANCE OF 61.28 FEET TO A PK NAIL SET WHICH IS THE POINT OF BEGINNING AND HAVING AN AREA OF 1.6156 ACRES AS SURVEYED BY BOBBY HUDSON, LPLS 1253 ON 01/21/2004.

THE ABOVE DESCRIBED BEING A PORTION OF THE PROPERTY CONVEYED TO JERRY IKERD BY DEED BOOK 361 PAGE 041 IN THE RECORDS OF THE PULASKI COUNTY COURT CLERKS OFFICE AT SOMERSET, KENTUCKY.

ALL CORNERS OR WITNESS MONUMENTS REFERRED TO HEREIN AS IRON PINS SET ARE ONE-HALF INCH REBAR 18 INCHES LONG AND CAPPED WITH AN ORANGE CAP MARKED LS 1253, EXCEPT AS OTHERWISE NOTED. ALL BEARINGS ARE REFERENCED TO THE MERIDIAN.

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.

PROPERTY KNOWN AS Lot on East Somerset Church Rd