

**ORDINANCE NO. 04-07**

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 R-3.

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 R-3.

A certain tract or parcel of land located on the North Side of East Somerset Church Road in Pulaski County, Kentucky approximately 0.2 miles from the junction of Pumphouse Road.

Beginning on an capped iron pin set in the North right of way of East Somerset Church Road (a 50' right of way), said pin being a corner with South Kentucky Trucks Inc (Deed Book 633 Page 678); thence with the North right of way of East Somerset Church Road North 65 degrees 59 minutes 19 seconds West for a distance of 37.25 feet to a point on the right of way; thence with the North right of way of East Somerset Church Road North 70 degrees 38 minutes 20 seconds West for a distance of 43.34 feet to a point on the right of way; thence with the North right of way of East Somerset Church Road North 74 degrees 20 minutes 26 seconds West for a distance of 69.42 feet to a capped iron pin set; thence with the North right of way of East Somerset Church Road North 74 degrees 20 minutes 26 seconds West for a distance of 82.35 feet to a point on the right of way; thence with the North right of way of East Somerset Church Road North 80 degrees 49 minutes 12 seconds West for a distance of 153.04 feet to a point on the right of way; thence with the North right of way of East Somerset Church Road North 87 degrees 32 minutes 22 seconds West for a distance of 39.62 feet

to a capped iron pin set, said pin being a corner with Daniel Cheshire (Deed Book 650 Page 391); thence leaving the North right of way of East Somerset Church Road with the line with Daniel Cheshire North 09 degrees 07 minutes 52 seconds West for a distance of 200.00 feet to a capped iron pin set, said pin being a corner with South Kentucky Trucks Inc (Deed Book 361 Page 041, Deed Book 371 Page 474, Deed Book 350 Page 262); thence with the line with South Kentucky Trucks South 89 degrees 03 minutes 28 seconds East for a distance of 103.04 feet to a point; thence with the line with South Kentucky Trucks South 80 degrees 24 minutes 21 seconds East for a distance of 175.76 feet to a point; thence with the line with South Kentucky Trucks South 74 degrees 12 minutes 14 seconds East for a distance of 58.40 feet to a capped iron pin set; thence with the line with South Kentucky Trucks South 74 degrees 12 minutes 14 seconds East for a distance of 105.95 feet to a point; thence with the line with South Kentucky Trucks South 70 degrees 00 minutes 46 seconds East for a distance of 59.92 feet to a capped iron pin set; thence with the line with South Kentucky Trucks South 13 degrees 26 minutes 59 seconds West for a distance of 203.45 feet to a capped iron pin set;

Which is the point of beginning and having an area of 2.1230 acres as surveyed by Bobby Hudson, LPLS 1253 on 05/16/2004.

The above described being a portion of the property conveyed to South Kentucky Trucks Inc by Deed Book 361 Page 041, Deed Book 371 Page 474, and Deed Book 350 Page 262 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.

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: June 28, 2004

SECOND READING: July 12, 2004

APPROVED:

J. P. Miller  
MAYOR

ATTEST:

[Signature]  
CITY CLERK

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

APPLICATION NO. 04-05

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 Located on the north side of East Somerset Church Rd
3. EXISTING USE Vacant Lot  
PROPOSED USE Build Multi Family Units (3 buildings with 3 units each)
4. PRESENT ZONING DISTRICT R-1
5. PROPOSED ZONING DISTRICT R-3

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 5-18-2004 APPLICANT SIGNATURE Jerry S. Skurd

FOR OFFICIAL USE ONLY  
PLANNING COMMISSION

DATE FILED 5-18-04 DATE OF NOTICE IN NEWSPAPER 6-11-04  
DATE OF NOTICE TO PROPERTY OWNER 6-8-04  
DATE OF PUBLIC HEARING 6-22-04 FEES PAID 402.00  
RECOMMENDATION OF PLANNING COMMISSION: APPROVAL  DENIAL   
REASON FOR RECOMMENDATION \_\_\_\_\_

DATE 6-22-04 PLANNING COMMISSION CHAIRMAN [Signature]

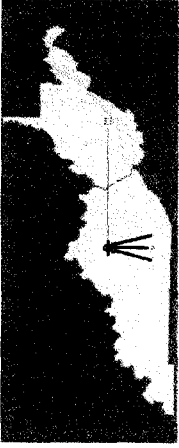
FOR OFFICIAL USE ONLY  
(LEGISLATIVE AUTHORITY)

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.

Bobby Hudson Land  
Surveying, Inc  
98 Tandy Avenue  
Somerset, Kentucky 42501  
Voice (606) 679-5628  
Fax (606) 679-9056  
Email bhudson@hudson-survey.com



## LEGAL DESCRIPTION

05/17/2004

A CERTAIN TRACT OR PARCEL OF LAND LOCATED ON THE NORTH SIDE OF EAST SOMERSET CHURCH ROAD IN PULASKI COUNTY, KENTUCKY APPROXIMATELY 0.2 MILES FROM THE JUNCTION OF PUMPHOUSE ROAD.

BEGINNING ON AN CAPPED IRON PIN SET IN THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD (A 50' RIGHT OF WAY), SAID PIN BEING A CORNER WITH SOUTH KENTUCKY TRUCKS INC (DEED BOOK 633 PAGE 678);

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 65 DEGREES 59 MINUTES 19 SECONDS WEST FOR A DISTANCE OF 37.25 FEET TO A POINT ON THE RIGHT OF WAY;

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 70 DEGREES 38 MINUTES 20 SECONDS WEST FOR A DISTANCE OF 43.34 FEET TO A POINT ON THE RIGHT OF WAY;

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 74 DEGREES 20 MINUTES 26 SECONDS WEST FOR A DISTANCE OF 69.42 FEET TO A CAPPED IRON PIN SET;

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 74 DEGREES 20 MINUTES 26 SECONDS WEST FOR A DISTANCE OF 82.35 FEET TO A POINT ON THE RIGHT OF WAY;

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 80 DEGREES 49 MINUTES 12 SECONDS WEST FOR A DISTANCE OF 153.04 FEET TO A POINT ON THE RIGHT OF WAY;

THENCE WITH THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD NORTH 87 DEGREES 32 MINUTES 22 SECONDS WEST FOR A DISTANCE OF 39.62 FEET TO A CAPPED IRON PIN SET, SAID PIN BEING A CORNER WITH DANIEL CHESHIRE (DEED BOOK 650 PAGE 391);

THENCE LEAVING THE NORTH RIGHT OF WAY OF EAST SOMERSET CHURCH ROAD WITH THE LINE WITH DANIEL CHESHIRE NORTH 09 DEGREES 07 MINUTES 52 SECONDS WEST FOR A DISTANCE OF 200.00 FEET TO A CAPPED IRON PIN SET, SAID PIN BEING A CORNER WITH SOUTH KENTUCKY TRUCKS INC (DEED BOOK 361 PAGE 041, DEED BOOK 371 PAGE 474, DEED BOOK 350 PAGE 262);

THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 89 DEGREES 03 MINUTES 28 SECONDS EAST FOR A DISTANCE OF 103.04 FEET TO A POINT;

THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 80 DEGREES 24 MINUTES 21 SECONDS EAST FOR A DISTANCE OF 175.76 FEET TO A POINT;

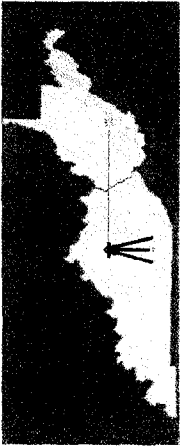
THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 74 DEGREES 12 MINUTES 14 SECONDS EAST FOR A DISTANCE OF 58.40 FEET TO A CAPPED IRON PIN SET;

THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 74 DEGREES 12 MINUTES 14 SECONDS EAST FOR A DISTANCE OF 105.95 FEET TO A POINT;

THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 70 DEGREES 00 MINUTES 46 SECONDS EAST FOR A DISTANCE OF 59.92 FEET TO A CAPPED IRON PIN SET;

THENCE WITH THE LINE WITH SOUTH KENTUCKY TRUCKS SOUTH 13 DEGREES 26 MINUTES 59 SECONDS WEST FOR A DISTANCE OF 203.45 FEET TO A CAPPED IRON PIN SET;

WHICH IS THE POINT OF BEGINNING AND HAVING AN AREA OF 2.1230 ACRES AS SURVEYED BY BOBBY HUDSON, LPLS 1253 ON 05/16/2004.



Bobby Hudson Land  
Surveying, Inc  
98 Tandy Avenue  
Somerset, Kentucky 42501  
Voice (606) 679-5628  
Fax (606) 679-9056  
Email bhudson@hudson-survey.com

## LEGAL DESCRIPTION

05/17/2004

THE ABOVE DESCRIBED BEING A PORTION OF THE PROPERTY CONVEYED TO SOUTH KENTUCKY TRUCKS INC BY DEED BOOK 361 PAGE 041, DEED BOOK 371 PAGE 474, AND DEED BOOK 350 PAGE 262 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.

