

ORDINANCE NUMBER 13-14

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY KNOWN AS **2070 S. HWY 27, SOMERSET, KY, 42501**, AND AS DESCRIBED BELOW AND IN THE ATTACHMENTS TO THIS ORDINANCE, WHICH ARE INCORPORATED IN FULL HEREIN BY REFERENCE, THE RECORD TITLE HOLDER IDENTIFIED AS **APS PROPERTIES, LLC**, A KENTUCKY LIMITED LIABILITY COMPANY; AND

WHEREAS, THE ANNEXATION REQUEST FORM(S) HAVE BEEN SUBMITTED BY SAID PROPERTY OWNER(S) AND THOSE FORMS HAVING BEEN ACCEPTED BY THE CITY AND WHICH SHALL SERVE AS RECORD THAT THE REQUESTING OWNER(S) HAVE WAIVED THE 60 DAY WAITING PERIOD BY AND THROUGH THE ANNEXATION REQUEST FORM, AND AFTER VERIFICATION THAT SAID FORMS WERE SIGNED BY THE RECORD TITLE HOLDER(S), OR AN AUTHORIZED AGENT OF SAID OWNER(S), REFERRED TO FORMS ATTACHED HERETO AND INCORPORATED HEREIN IN FULL BY REFERENCE; AND

WHEREAS, ANY AND ALL OTHER DOCUMENTS AND/OR RECORDS NEEDED TO PROCEED WITH THIS CONSENT ANNEXATION HAVE BEEN PROVIDED TO THE CITY, OR IS READILY AVAILABLE TO THE CITY AND PROPER AUTHORITIES; AND

WHEREAS, THE PROPERTY MEETS ALL REQUIREMENTS FOR CONSENT ANNEXATION AS SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:

SECTION 1. THAT THE PROPERTY KNOWN AS *BUILDNG I*, **2070 S. HWY 27, SOMERSET, KY, 42501**, DESCRIBED IN THE ATTACHMENTS TO THIS ORDINANCE, ALL OF WHICH ARE INCORPORATED IN FULL HEREIN BY REFERENCE, AND HAVING A RECORD TITLE HOLDER(S) IDENTIFIED AS **APS PROPERTIES, LLC**, IS HEREBY FOUND BY THE CITY COUNCIL TO MEET ALL REQUIREMENTS OF CONSENT ANNEXATION SET FORTH IN KRS AND ALL OTHER APPLICABLE LAW, AND THEREFORE IS HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS.

SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT AFTER ITS PASSAGE AND UPON PUBLICATION BY LAW.

FIRST READING: Aug. 12, 2013

SECOND READING: Aug 26, 2013

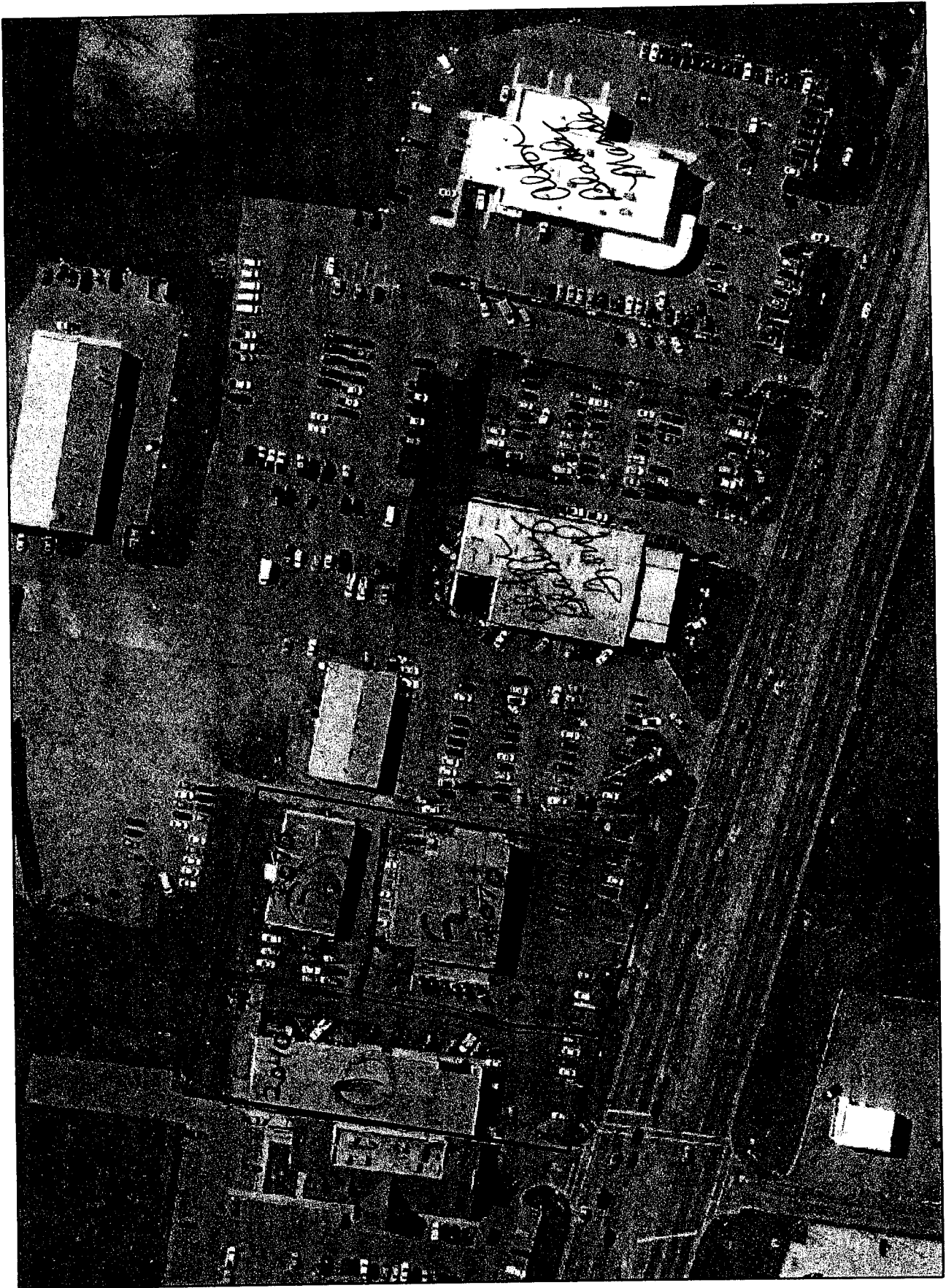
ATTESTED BY CITY CLERK:



APPROVED BY:



EDWARD R. GIRDLER, MAYOR



ANNEXATION REQUEST FORM

2

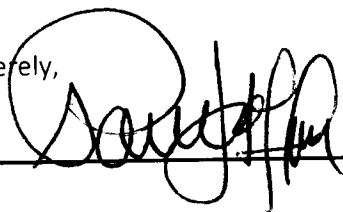
I, APS Properties, LLC. formally request annexation

Of my property located
at 2070 S Hwy 27 Somerset Ky 40501

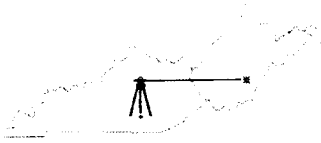
Bldg #1 into the City of Somerset.

I also request that the 60 day waiting period be waived.

I am requesting that my property be zoned B2.

Sincerely,


Date 6-25-13



Bobby Hudson Land Surveying, Inc.

170 Highway 2227

Somerset, Kentucky 42503

Voice - (606) 679-5628 Fax - (606) 679-9056 Email – bob@hudson-survey.com

LEGAL DESCRIPTION

06/19/13

TRACT 1

A CERTAIN TRACT OR PARCEL OF LAND LOCATED ON THE EAST SIDE OF HIGHWAY 27 IN PULASKI COUNTY, KENTUCKY APPROXIMATELY 0.1 MILES FROM THE JUNCTION OF FORD DRIVE.

BEING ALL OF TRACT 1 OF A PLAT NAMED APS PROPERTIES LLC PROJECT #1 FILED IN PLAT CABINET ___ SLIDE ___ IN THE PULASKI COUNTY CLERK'S OFFICE AT SOMERSET, KENTUCKY.

THE ABOVE DESCRIBED HAVING AN AREA OF 0.8358 ACRES AS SURVEYED BY BOBBY HUDSON, LPLS 1253 ON 06/04/2013 AND BEING THE PROPERTY CONVEYED TO APS PROPERTIES LLC BY DEED BOOK 885 PAGE 694 IN THE RECORDS OF THE PULASKI COUNTY CLERK'S 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 A PINK 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.



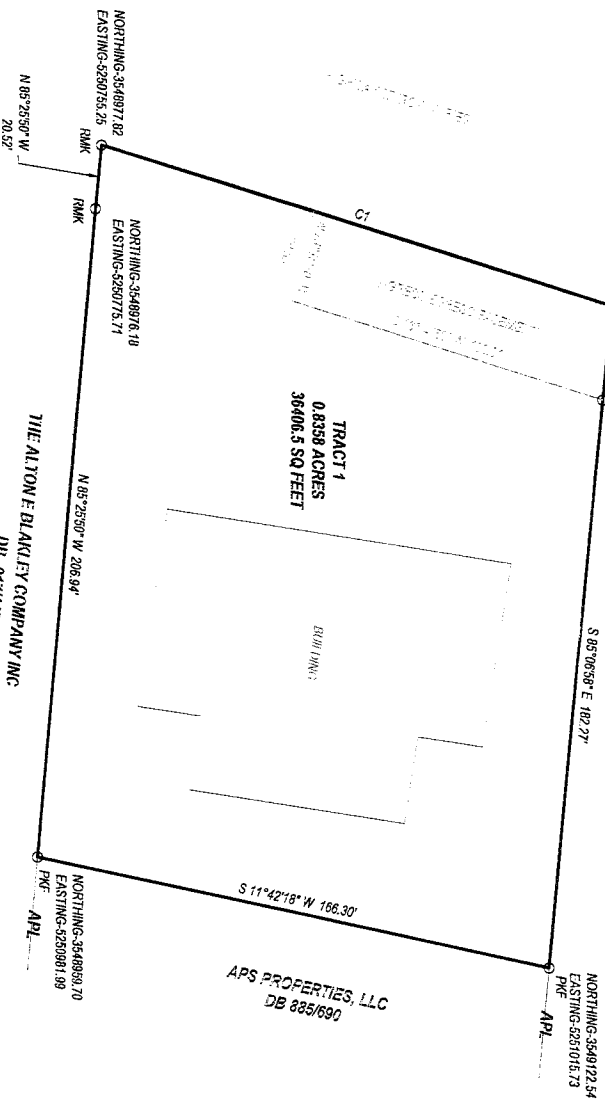
BOBBY L HUDSON
1255
LICENSED PROFESSIONAL LAND SURVEYOR
STATE OF KENTUCKY

APS PROPERTIES, LLC
DB 748/678

APS PROPERTIES, LLC
DB 835/690

THE ALTON E BLAKLEY COMPANY INC
DB 017/449

CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH	DELTA ANGLE
C1	23018.10'	170.01'	N 16°4'50" E	170.01'	0°28'23"

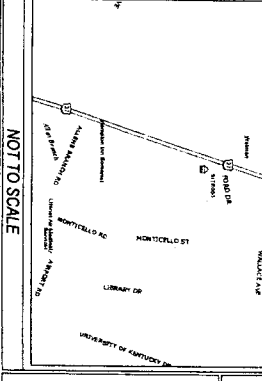


PLANNING COMMISSION CERTIFICATE
DO HEREBY CERTIFY THAT THIS RECORD PLAT HAS MET THE REQUIREMENTS OF THE SURVEYS PLANNING COMMISSION AND IS NOW ELIGIBLE FOR RECORDING.
SIGNATURE: _____ DATE: _____

UNLESS STATED OTHERWISE HEREON, NO EVIDENCE OF ANY TYPE OF EASEMENTS INCLUDING PREScriptive EASEMENTS WERE LOCATED DURING THIS SURVEY OF BOUNDARY. EASEMENTS RECORDED OR NOW RECORDED MAY EXIST THAT MAY AFFECT THIS PROPERTY. NO LIABILITY IS ASSUMED BY THIS SURVEYOR FOR ANY LOSS THAT MAY BE ASSOCIATED WITH THE EXISTENCE OF ANY TYPE OF EASEMENT.
UNLESS STATED OTHERWISE HEREON, THIS SURVEY WAS PREPARED WITHOUT BENEFIT OF ABSTRACT TITLE. NO LIABILITY IS ASSUMED BY THIS SURVEYOR FOR ANY LOSS RELATING TO ANY MATTER THAT MIGHT BE DISCOVERED BY AN ABSTRACT OR TITLE SEARCH OF THE PROPERTY. THE AERIAL PHOTO SHOWN ON THIS PLAT IS INTENDED TO GIVE A BETTER UNDERSTANDING OF THE LOCATION OF THE PROPERTY CORNERS AND BOUNDARY LINES, BUT IT IS NOT EXACT.
TITLE DISCLOSURE
1. IN THE COMMONWEALTH OF KENTUCKY A LAND SURVEYOR CAN NOT MAKE AN OPINION OF TITLE FOR PROPERTY OR VERIFY TITLE FOR PROPERTY BY KAR 18:190 SECTION 9, THEREFORE THIS SURVEY IS NOT AN OPINION OF TITLE OR A VERIFICATION OF TITLE TO THE PROPERTY.
2. THIS SURVEY WAS PERFORMED USING THE DEED OF RECORD AND INFORMATION PROVIDED BY THE PROPERTY OWNER OF RECORD AND INFORMATION FROM THE PROPERTY VALUATION ADMINISTRATORS WHICH THE PROPERTY RECORDS OFFICE OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED HAS FILED.
3. THERE WAS NO TITLE OPINION FOR THE PROPERTY PROVIDED.

GENERAL SURVEY NOTES
1. THE PROPERTY IS SUBJECT TO ALL EASEMENTS THAT MAY OR MAY BE ON RECORD.
2. THIS PROPERTY IS SUBJECT TO ALL RIGHTS OF WAY THAT MAY OR MAY NOT BE ON RECORD.
3. THIS PROPERTY IS SUBJECT TO ALL PLANNING AND ZONING REGULATIONS THAT MAY APPLY.
4. THE ADJOINING PROPERTY OWNERS WERE OBTAINED FROM THE PROPERTY VALUATION AUTHORITY (PVA) OF THE COUNTY OF RECORD, 5. THE MONUMENTATION SHOWN ON THIS PLAT IS SET IN 1/2" X 1/8" REBAR WITH CAPS LABELED LA 51263, UNLESS OTHERWISE NOTED.
GENERAL SURVEY NOTES
1. THE PROPERTY IS SUBJECT TO ALL EASEMENTS THAT MAY OR MAY BE ON RECORD.
2. THIS PROPERTY IS SUBJECT TO ALL RIGHTS OF WAY THAT MAY OR MAY NOT BE ON RECORD.
3. THIS PROPERTY IS SUBJECT TO ALL PLANNING AND ZONING REGULATIONS THAT MAY APPLY.
4. THE ADJOINING PROPERTY OWNERS WERE OBTAINED FROM THE PROPERTY VALUATION AUTHORITY (PVA) OF THE COUNTY OF RECORD, 5. THE MONUMENTATION SHOWN ON THIS PLAT IS SET IN 1/2" X 1/8" REBAR WITH CAPS LABELED LA 51263, UNLESS OTHERWISE NOTED.

CERTIFICATE OF OWNERSHIP AND DEGRADATION
(NAME, HEREIN CERTIFY THAT I OWN THE ENTIRE PROPERTY SHOWN HEREON AND THAT I HEREBY ADOPT THIS PLAN WITH MY ACQUAINTANCE AND ESTABLISH THE MINIMUM BUILDING RESTRICTION LINES AND DEDICATE ALL STREETS, ALLEYS, WALKS, PARKS AND OTHER SPACES TO PUBLIC OR PRIVATE USE AS SHOWN IN ACCORDANCE WITH THE STATE AND COUNTY AND CITY REGULATIONS UNLESS OTHERWISE NOTED.
SIGNATURE OF OWNER: _____ DATE: _____
SIGNATURE OF SURVEYOR: _____ DATE: _____



THE APPROXIMATE LOCATION OF THIS PROPERTY IS:
LATITUDE 37°13.586' NORTH
LONGITUDE 084°12.746' WEST
THIS PROPERTY IS LOCATED IN ZONE 18 OF FLOOD INSURANCE RATE MAP NUMBER 21060CIC010 (DZ2020) AND HAS BEEN DETERMINED TO BE OUTSIDE THE 500 YEAR FLOOD PLAIN.

LEGEND

○	IRON NAIL FOUND	IP
○	PAVED IRON NAIL FOUND	PIP
○	PAVED IRON SET	PIP
○	CHIPPED IRON SET	CIPS
○	CHIPPED WIRELESS PIN SET	CWPS
○	PIN NAIL SET	PNS
○	RIGHT OF WAY MONUMENT	ROW
○	RIGHT OF WAY MONUMENT	ROW
○	ELECTRIC LINE	EL
○	GAS LINE	GL
○	SEWER LINE	SL
○	POUNT IN BRANCH	PB
○	POINT IN CREEK	PC

SURVEYOR'S CERTIFICATION
I CERTIFY THAT THE SURVEY DEPICTED BY THIS PLAT WAS CONDUCTED UNDER MY DIRECT SUPERVISION BY LOCATING THE PROPERTY CORNERS WITH A GLOBAL POSITIONING SYSTEM (GPS) ON 04/26/2013 AND THAT I S A REGISTERED SURVEYOR AND THE UNADJUSTED ERROR OF CLOSURE IS: _____ ADJUSTED FOR CLOSURE THE UNADJUSTED ERROR OF CLOSURE IS: _____ MONUMENTS FOR CLOSURE WERE USED AND THE MINIMUM STANDARDS OF THE GOVERNING AUTHORITY AND THE TITLE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.
BOBBY L HUDSON 1255
04/26/2013
DATE

PLAT OF BOUNDARY SURVEY
APS PROPERTIES, LLC PROJECT #1
SOUTH HIGHWAY 27
POLK COUNTY
SOURDER COUNTY
KENTUCKY 42631

NO.	ACRES	TOTAL ACRES
1	0.8358	0.8358

APPROXIMATE DISTANCE FROM CORNER TO CORNER:
N 05°25'50" W 208.94'
N 85°25'50" W 170.01'
N 05°25'50" W 208.94'
N 85°25'50" W 208.94'

BOBBY L HUDSON, Land Surveying, Inc.
170 Highway 2227
Somerset, Kentucky 42603

COUNTY CLERKS USE ONLY
ORIGINAL PLAT