

**ORDINANCE 20-04**

**AN ORDINANCE AUTHORIZING THE CLOSING OF SOUTH COLLEGE STREET BETWEEN EAST MT. VERNON AND ROSEWOOD AVENUE**

WHEREAS, the following described street has been dedicated as a public street by reference to same in various deeds filed of record in the Pulaski County Court Clerk's Office; and,

WHEREAS, the City of Somerset desires to acknowledge the dedication of said street so that same may be legally closed as herein provided; and,

WHEREAS, the purpose of the closure is to provide better use of land for the Lake Cumberland Farmers Market site, reduce commercial traffic (foot and vehicle) from the new use of the farmers market site and the former Food Fair building, around the homes on Rosewood Avenue,

WHEREAS, all property owners who abut the public street, alley or way have consented in writing to the proposed closing of the street; and,

NOW, THEREFORE, BE IT ORDAINED, by the City of Somerset, Kentucky, the following findings of fact are made with reference thereto:

1. The street to be closed is and described as follows: South College Street, Somerset, Kentucky from East Mt. Vernon to Rosewood Avenue.
2. Written notice of the proposed closing was given to the property owner in or abutting the public street (See Exhibit A); and,
3. The property owners abutting the public street, being closed has given their written consent to the closing and a copy of the written consent is attached hereto; and,

- The fence closing the street, to be built with the development of the Lake Cumberland Farmers Market shall include a gate which can be used from time to time (not regularly) for special vehicles (e.g. large trucks, boats on trailers, or other equipment) of the adjoining land owners and the adjoining land owners only. Should the gate ever require a lock, each adjoining landowner shall receive a key.

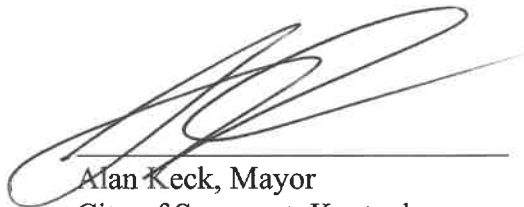
Accordingly, based upon the findings of fact herein, it is hereby ORDERED and ORDAINED the public street, alley or way described is hereby CLOSED effective upon publication of this Ordinance. A copy of this Ordinance shall be filed of record in the Pulaski County Clerk's Office as required by KRS 82.405(2).

The foregoing Ordinance was read and presented to a regular meeting of the City Council of Somerset, Kentucky for the first reading on the 24<sup>th</sup> day of February 2020.

On MARCH 9, 2020, A Motion was made by Councilperson BURDINE, seconded by Councilperson DALTON, that the Ordinance be adopted as the law of the City of Somerset, Kentucky, to be effective immediately upon publication thereof as required by law.

Dated this 9<sup>th</sup> day of MARCH 2020.

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\_\_\_\_\_  
Alan Keck, Mayor  
City of Somerset, Kentucky

Attest:

  
\_\_\_\_\_  
Nick Bradley, Clerk  
City of Somerset, Kentucky

Consent to Closing South College Street  
Somerset Kentucky

The Kentucky limited liability company 1776 Holdings, LLC of 3910 West Highway 80, Somerset Kentucky 42503, a property owner adjoining South College Street, Somerset, Kentucky hereby consent to the closing of South College Street, Somerset Kentucky between East Mount Vernon and Rosewood Ave. The undersigned understands, acknowledges, and agrees that the portion of the street closed shall remain the property of the City of Somerset.

Dated this 28th day of February 2020

1776 Holdings, LLC

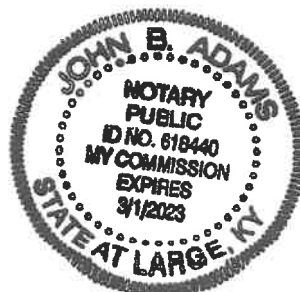
By: [Signature]  
Michael Keck, Managing Member

STATE OF KENTUCKY)  
  ) :SS  
COUNTY OF PULASKI)

The foregoing instrument was acknowledged, subscribed and sworn to before me this 28th day of February 2020, by Michael Keck, member of 1776 Holding LLC. being his true and voluntary act.

[Signature]  
Notary Public

My Notary ID & Date My Commission Expires:



Consent to Closing South College Street  
Somerset Kentucky

I, Dale and Robin Prather of 1874 Grundy Rd., a property owner adjoining South College Street, Somerset, Kentucky hereby consent to the closing of South College Street, Somerset Kentucky between East Mount Vernon and Rosewood Ave. The undersigned understands, acknowledges, and agrees that the portion of the street closed shall remain the property of the City of Somerset.

Dated this 26 day of February 2020

BY:

Dale Prather  
Robin Prather

STATE OF KENTUCKY)

) :SS

COUNTY OF PULASKI)

The foregoing instrument was acknowledged, subscribed and sworn to before me this 26 day of

February, 2020, by Dale Prather & being his or her true and voluntary act.  
Robin Prather

Kim Henley  
Notary Public

My Notary ID & Date My Commission Expires: 8-16-20

Consent to Closing South College Street  
Somerset Kentucky

I, Virginia Burkett of 310 Rosewood Ave., a property owner adjoining South College Street, Somerset, Kentucky hereby consent to the closing of South College Street, Somerset Kentucky between East Mount Vernon and Rosewood Ave. The undersigned understands, acknowledges, and agrees that the portion of the street closed shall remain the property of the City of Somerset.

Dated this 24<sup>th</sup> day of February, 2020

BY:

Virginia Burkett

STATE OF KENTUCKY)

) :SS

COUNTY OF PULASKI)

The foregoing instrument was acknowledged, subscribed and sworn to before me this 24<sup>th</sup> day of February, 2020, by Virginia Burkett being his or her true and voluntary act.

Amy K. Merritt

Notary Public

My Notary ID & Date My Commission Expires:

Notary ID: 572978

Commission expires: Feb 16, 2021