

ORDINANCE 20-20

AN ORDINANCE AUTHORIZING THE FORMAL CLOSING, DECLARING SURPLUS, AND DISPOSAL TO THE SURROUNDING PROPERTY OWNER THE PART OF HOPE WAY STREET MADE ABANDONED TO TRAVEL BY THE CONSTRUCTION OF THE MARTIN LUTHER KING BRIDGE ON SOUTH MONTICELLO ROAD

WHEREAS, the following described street bed 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, but is now an abandoned street by the re-alignment of Hope Way by the construction of the Martin Luther King Bridge on Monticello Road; and,

WHEREAS, the City of Somerset desires to acknowledge the dedication of said street so that same may be legally closed, declared surplus, and disposal by conveyance to the surrounding property owner as herein provided; and,

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: The unused and un-paved section of Hope Way which from Monticello Street to reconfigured Hope Way (See Exhibit A);
2. Written notice of the proposed closing was given to the property owner in or abutting the public street (See Exhibit B); 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 (See Exhibit B); and,

Accordingly, based upon the findings of fact herein, it is hereby ORDERED and ORDAINED the public street, alley or way described is hereby CLOSED, FOUND TO BE SURPLUS PROPERTY WITH NO USE TO THE CITY OF SOMERSET, AND MAY BE DISPOSED OF BY CONVAYANCE TO THE SURROUNDING PROPERTY OWNER. 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 14th day of September 2020.

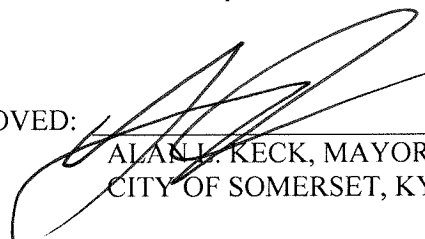
On September 28, 2020, A Motion was made by Councilperson Godsey, seconded by Councilperson Dalton, that the Ordinance be adopted as the law of the City of Somerset, Kentucky, to be effective immediately upon publication thereof as required by law.

Dated this 28th day of September 2020.


FIRST READING: September 14, 2020

SECOND READING: September 28, 2020

APPROVED:

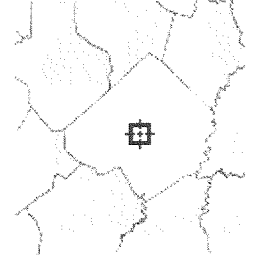

ALAN L. KECK, MAYOR
CITY OF SOMERSET, KY

ATTEST:





NICK BRADLEY, CITY CLERK



Overview



Legend

-  Parcels
-  Roads
-  Land hook

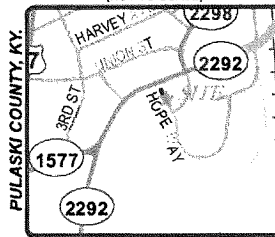
Date created: 9/4/2020
Last Data Uploaded: 9/3/2020 8:22:52 PM

Developed by  **Schneider**
GEOSPATIAL

LEGEND:

- SET 5/8" STEEL REBAR, 18" IN LENGTH WITH A RED PLASTIC SURVEY CAP STAMPED J.C.D. PLS. 3138
- ⊗ SET 1-1/2" MAGNETIC PK NAIL WITH A 1-1/2" ALUMINUM DISK STAMPED J.C.D. L.S. 3138
- ⊕ (EXISTING) CONCRETE R/W MARKER
- HIGHWAY CONTROL MONUMENT
- POB POINT OF BEGINNING
- BOUNDARY LINE
- - - BOUNDARY LINE COINCIDENT WITH RIGHT-OF-WAY
- ⋯ EXISTING CENTER LINE
- ⋯ REFERENCE LINE

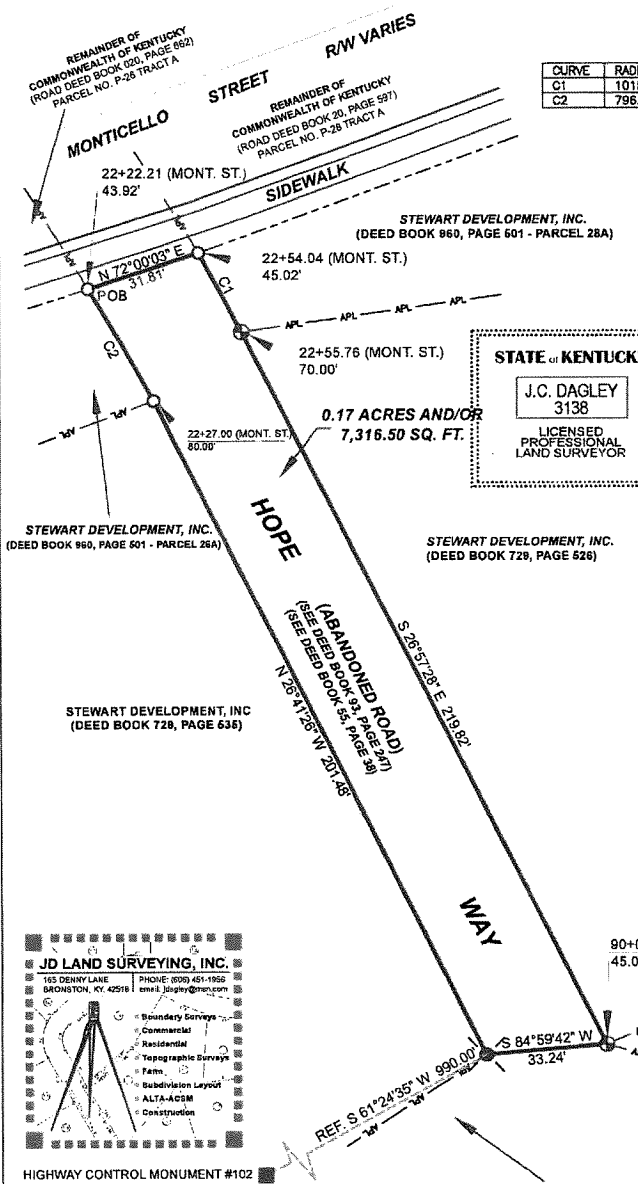
VICINITY MAP
(NOT TO SCALE)



ALL BEARINGS SHOWN HEREON ARE REFERENCED TO EXISTING CONTROL MONUMENTS DESCRIBED ON GEOMETRIC CONTROL SHEET NO. R78 AND ON FILE AT THE KENTUCKY HIGHWAY DEPARTMENT DISTRICT OFFICE.

CURVE TABLE:

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	1015.00'	24.66'	24.66'	N 28°08'47" W
C2	796.51'	35.60'	35.60'	S 30°21'59" E



STATE OF KENTUCKY
 J.C. DAGLEY
 3138
 LICENSED PROFESSIONAL LAND SURVEYOR

SURVEYORS CERTIFICATION:

I HEREBY CERTIFY THAT A TOPCON RTK GPS SYSTEM WAS USED BY PERSONS UNDER MY DIRECT SUPERVISION FOR THE SURVEY PROJECT SHOWN HEREON. THE BASE RECEIVER AND ROVER WAS A TOPCON HIPER V DUAL FREQUENCY UNITS USED FOR MEASURING RECOVERED MONUMENTS AND ESTABLISHING CORNER MONUMENTS. REDUNDANCY METHODS WERE TAKEN TO ENSURE QUALITY OF SURVEY DATA. THE RELATIVE POSITIONAL ACCURACY FOR ANY ONE LINE DOES NOT EXCEED THE ± 0.05' + 100 PPM RELATIVE POSITIONAL ACCURACY FOR THE URBAN SURVEY SHOWN HEREON.

Jody Dagley 8-7-20
 JODY DAGLEY DATE
 KY. PLS. NO. 3138

APPROVED BY:

SOMERSET PLANNING COMMISSION
 CHAIRMAN *[Signature]*
 DATE *8/17/2020*

HORIZONTAL DATUM USED: NAD 83
 GEOID MODEL USED: GEOID12A
 PORTION OF PROPERTY SURVEYED WITH GPS TYPE APPROXIMATELY 100%

JD LAND SURVEYING, INC.

165 DENRY LANE PHONE: (609) 451-1955
 BRONXTON, KY 42518 E-MAIL: jdagley@jdlas.com

- Boundary Surveys
- Commercial
- Residential
- Topographic Surveys
- Farm
- Subdivision Layout
- ALTA-ACSM
- Construction

STEWART DEVELOPMENT, INC (HOPE WAY TRACT)

CLIENT(S): STEWART DEVELOPMENT, INC
 145 SOUTH MONTICELLO ST.
 SOMERSET, KY 42501

PROPERTY OWNER(S): CITY OF SOMERSET
 206 E ST VERNON ST
 SOMERSET KY 42501

"THIS PLAT DEPICTS A BOUNDARY SURVEY THAT COMPLIES WITH 201 KAR 18:150"

LOCATION OF PARCEL: SOUTHWEST INTERSECTION OF MONTICELLO STREET AND HOPE WAY

SCALE: 1" = 40'

DRAWN BY: M.S.

PROJECT FILE: JD-780

DRAWING DATE: 08/07/2020

FIELD CREW ID: J.C.D./R.M./M.S.

DRAWING NO.: JD-780P

UNDEVELOPED STREET-30.0' RIGHT-OF-WAY (SEE PLAT CABINET D, SLIDE 66) (SEE DEED BOOK 83, PAGE 247)

GRAPHIC SCALE



NOTES:

PROPERTY SHOWN HEREON IS SUBJECT TO ALL COVENANTS, EASEMENTS, EXCEPTIONS, RIGHT-OF-WAYS, RESTRICTIONS OF RECORD, NOT OF RECORD OR LISTED HEREON.

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.

NO INVESTIGATION WAS MADE DURING THE SURVEY TO DISCOVER THE EXISTENCE OF ANY STRUCTURES WHICH MAY INDICATE THE LOCATION OF BURIED UTILITIES. NO LIABILITY IS ASSUMED BY THE SURVEYOR FOR ANY LOSS THAT MAY BE ASSOCIATED WITH THE EXISTENCE OF ANY TYPE OF EASEMENTS. CONTACT 811 BEFORE YOU DIG.

LAND SHOWN HEREON MAY BE SUBJECT TO CERTAIN CITY, COUNTY, STATE, OR HEALTH DEPARTMENT REGULATIONS OR ZONING REGULATIONS.

FIELD SURVEY COMPLETED ON DECEMBER 2ND, 2015.

PURPOSE OF SURVEY(SCOPE): CLOSE AND CONVEY ABANDONED ROAD.

Consent to Closing Hope Way
Somerset Kentucky

Dean Stewart of 345 Monticello St. Somerset Kentucky 42501, a property owner of the located on the unused street on Hope Way, Somerset, Kentucky hereby consent to the closing of said street. The undersigned understands, acknowledges, and agrees that the portion of the street closed shall remain the property of the City of Somerset.

Dated this 25th day of September 2020

By: Dean Stewart
Dean Stewart

STATE OF KENTUCKY)
):SS
COUNTY OF PULASKI)

The foregoing instrument was acknowledged, subscribed and sworn to before me this 25th day of September 2020, by Dean Stewart being his true and voluntary act.

Tamara Stephens
Notary Public 9/28/23

My Notary ID & Date My Commission Expires:

