

ORDINANCE #110.93

ORDINANCE NUMBER 12-08

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, ANNEXING BY CONSENT PROPERTY OWNED BY MERCURY DEVELOPMENT, LLC, AS DESCRIBED IN ATTACHMENT "A", INCORPORATED IN FULL BY REFERENCE HEREIN, LOCATED ON SOUTH HIGHWAY 27 AND HAVING A LEGAL MAILING ADDRESS OF 4065 SOUTH HIGHWAY 27, SOMERSET, KY 42501; AND

WHEREAS, AN ANNEXATION REQUEST FORM HAS BEEN SUBMITTED BY SAID KENTUCKY CORPORATION, MERCURY DEVELOPMENT, LLC, AND ACCEPTED BY THE CITY AS COMPLETE; AND FURTHER, THE PROPERTY OWNER HAVING WAIVED THE 60 DAY WAITING PERIOD, BY AND THROUGH THE COMPANY'S MANAGING MEMBER; AND

WHEREAS, THE CITY HAVING ALL DOCUMENTS AND RECORDS NEEDED TO ALLOW THE PROPERTY TO BE ANNEXED INTO THE CITY OF SOMERSET; AND

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

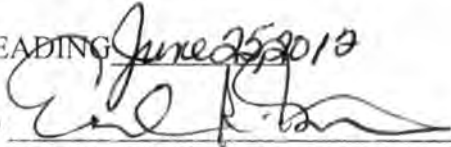
NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SOMERSET, KENTUCKY:


SECTION 1. THAT THE PROPERTY DESCRIBED IN ATTACHMENT "A", ATTACHED HERETO AND INCORPORATED IN FULL BY REFERENCE, IS HEREBY ANNEXED INTO THE CITY'S CORPORATE LIMITS

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

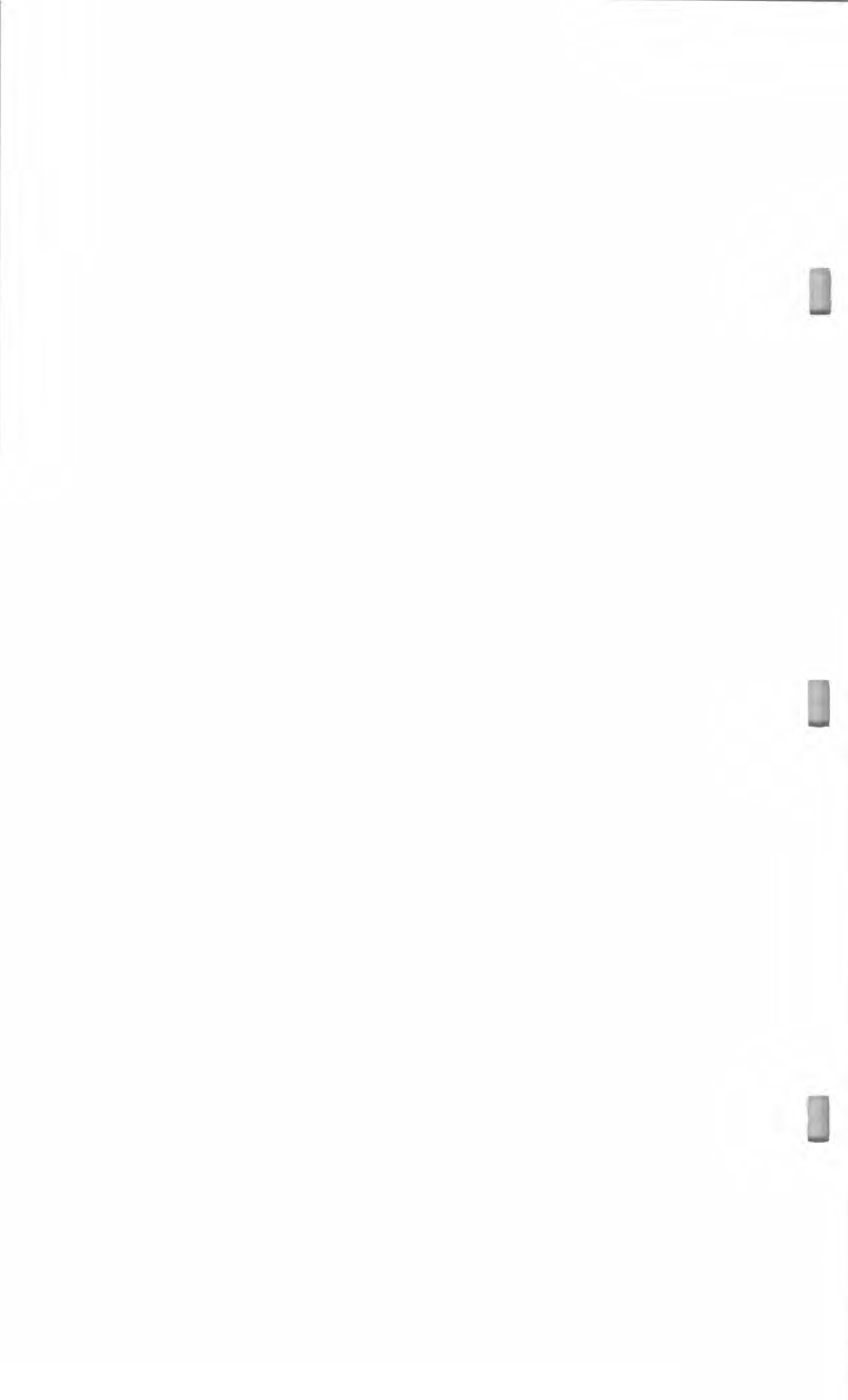
FIRST READING: JUNE 11, 2012

SECOND READING: JUNE 25, 2012

APPROVED 
EDWARD R. GIRDLER, MAYOR
CITY OF SOMERSET, KENTUCKY

ATTEST: 
DAVID GODSEY, CITY CLERK

2012 JUN 24 PM 3:08
CITY OF SOMERSET, KY



Legal Description

Mercury Development LLC

Creating Two new Parcels(Tract 1 and Tract 2) and a new Drainage Easement

Unless stated otherwise, all monuments referred to herein as an iron pin set are 5/8" x 18" rebar with red cap stamped "LLP 3266". All references to parcels by owner name, deed book and page number refer to documents of record stored in the Pulaski County Clerk's Office, located in Somerset, Kentucky.

TRACT 1:

Beginning on an Iron Pin Found (yellow cap stamped HB Wilson PLS 2041) in the west line of Aldi, Inc. Ohio (DB633/PG025) and being the northeast corner of Sitaram, LLC (DB807/PG308). Point of beginning is further referenced as being N04°33'08"E 200.38 feet from an iron pin found (orange cap stamped Burgin 3167) in the south line of the original Mercury Development parent tract, now being a common corner to the aforementioned Sitaram, LLC and Aldi, Inc. and also a common corner to HPT Hotels, LLC (DB622/PG006) and Citizens National Bank of Somerset (DB588/PG361).

Thence from the point of beginning described above, continuing with Aldi, Inc. west line N04°33'08"E 24.66 feet to an iron pin found (no cap) being the northwest corner of Aldi, Inc.

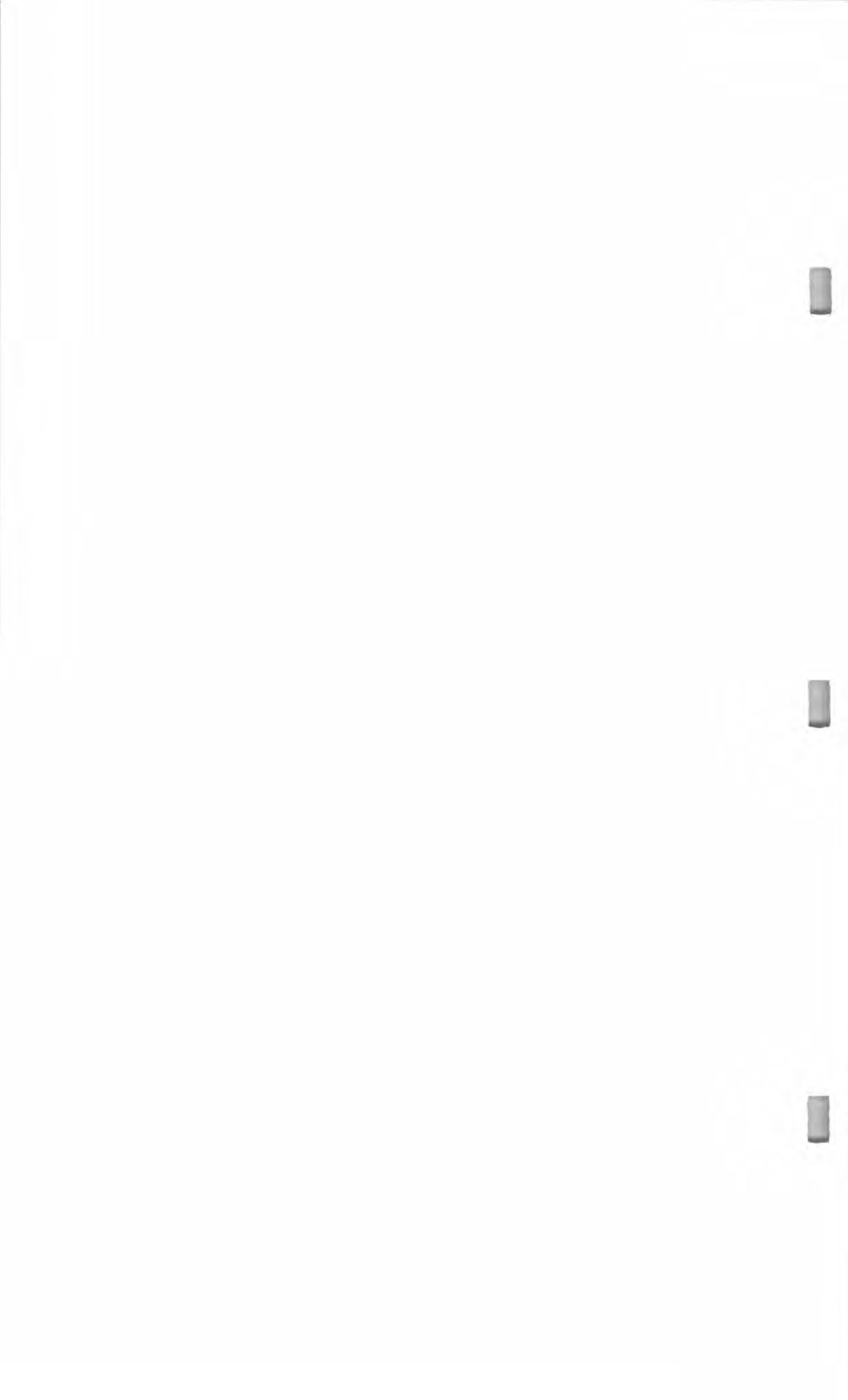
Thence with Aldi Inc. north line S81°59'55"E 195.81 feet to an iron pin set in the Aldi, Inc north line, being a new corner common to Tracts 1 and 2 created by this survey.

Thence leaving the Aldi, Inc north line, a new division line between Tract 1 and Tract 2, N06°27'43"E 179.39 feet to an iron pin set in the south right of way line of Mercury Blvd.

Thence with Mercury Blvd. south right of way line N83°30'54"W 241.88 feet to an iron pin set in the south right of way line. Said iron pin set being the northeast corner of a 40 foot Ingress/Egress Easement.

Thence leaving the south right of way line of Mercury Blvd. with the east line of the 40 foot ingress/egress easement S04°31'00"W 197.83 feet to an iron pin set at the southeast corner of the 40 foot ingress/egress easement, and being a point on the line of Sitaram, LLC.

Thence with the line of Sitaram, LLC S81°59'19"E 40.25 feet to the point of beginning. Containing 0.989 acres as surveyed by L. L. Phelps PLS 3266 on March 28, 2012.



Legal Description

Mercury Development LLC

Creating Two new Parcels(Tract 1 and Tract 2) and a new Drainage Easement

TRACT 2:

Beginning on an iron pin set in the south right of way of Mercury Blvd., corner of Tract 1. Thence with the right of way of Mercury Blvd. S83°30'54"E 236.84 feet to an iron pin set in the Mercury Blvd. right of way line, also being the northwest corner of the new drainage easement.

Thence with the west line of the drainage easement S06°26'40"W 185.66 feet to an iron pin set in the north line of Aldi, Inc., also being the southwest corner of the drainage easement.

Thence with the Aldi Inc. north line N81°59'55"W 236.98 feet to an iron pin set in the Aldi, Inc north line, also being the southeast corner of Tract 1

Thence with Tract 1 N06°27'43"E 179.39 feet to the point of beginning. Containing 0.993 acres as surveyed by LL Phelps PLS 3266 on March 28, 2012.

DRAINAGE EASEMENT:

Beginning on an iron pin set in the south right of way of Mercury Blvd., being the northeast corner of Tract 2. Thence with the south right of way of Mercury Blvd. S83°30'57"E 34.18 feet to an iron pin set in the west right of way of a frontage road owned by the Pulaski County Government.

Thence with the frontage road right of way S06°28'20"W 186.56 feet to an iron pin set in the south boundary line of Mercury Development, LLC (DB631/PG523).

Thence with the south boundary line of Mercury Development, LLC N81°59'55"W 34.10 feet to an iron pin set, being the southeast corner of Tract 2.

Thence with the east line of Tract 2 N06°26'40"W 185.66 feet to the point of beginning. Containing 0.146 acres as surveyed by LL Phelps PLS 3266 on March 28, 2012.

