

PETITION

The undersigned, all being adjacent property owners of Marshall County, Kentucky, by affixing their signatures on this Petition do hereby state their objection/support for the following proposed action: (Check (a) or (b) and fill in the name of the road; if more than one road is the subject of this Petition, be sure to list the names of all roads

a.

☒

Petition for County Road Maintenance

of

SEE ENCLOSURE I
(name of road or roads)

OR

b.

☐

Petition for Discontinuance of County Road Maintenance

of

(name of road or roads)

The undersigned understands that once his/her signature is affixed to this Petition, it cannot be removed because of a change of opinion, change of conditions or otherwise. The undersigned understands that the Petition must be signed personally by an adjacent property owner wishing to be counted among those supporting or objecting to this Petition. No resident can sign this Petition for another adjacent property owner and by affixing his/her signature hereto, the undersigned acknowledges this to be his/her free and voluntary act. The undersigned further understands that they are not legally required by disclosing the information requested herein, but the information may be necessary to validate their signature.

Before filing a Petition, the undersigned should review the Resolution passed on **March 7, 2006**, by Marshall County Fiscal Court concerning the requirements for the acceptance of new roads and existing roads. If the petitioners affirm that said requirements have been met, the following in addition to those as set out in the Resolution are required to be submitted with the Petition:

1. Three copies of a drawing highlighting the road and actual footage requested to be taken in or discontinued. All landowners with PVA map numbers should be identified on the drawing. A survey plat is recommended.
2. Attach a copy of each property owner's Deed to the Petition.
3. Confirm road name availability with PVA.

RECEIVED

DEC 10 2018

MARSHALL CO. JUDGE'S OFFICE

KERRY LANDING ROADS

Roads

Valhalla Lane

Muirfield Way

St. Andrews Lane

Cul De Sac's

Canterbury Circle

Sawgrass Street

Bellerive Circle

Medinah Ave

Shinnecopck Way

Hazeltine Place

Inverness Trail

Merion Circle

Westchester Circle

Pebble Beach Lane

Oakmont Place

Doral Lane

Pinehurst Way

Baltusrol Drive

Broadmoor Circle

ENCLOSURE I

1. GARY L. HARPER
Name (print full name)
178 MUIRFIELD WAY
Street Address/P.O. Box
Benton Ky. 42025
City/State/Zip

[Signature]
Signature
[Signature]
Signature

Deed Book 324, page 151
(where your deed is recorded)

LOT # 78
79

2. Todd Green
Name (print full name)
20 Hazeltine
Street Address/P.O. Box
Benton Ky 42025
City/State/Zip

[Signature]
Signature

Signature

Deed Book 360, page 598
(where your deed is recorded)

3. Charles Hiron
Name (print full name)
980 VALHALLA LANE
Street Address/P.O. Box
Benton KY 42025
City/State/Zip

Charles Hiron
Signature
Janine Hiron
Signature

Deed Book 429, page 10
(where your deed is recorded)

LOT # 148
149

4. JIMMY DOSSETT
Name (print full name)
361 MUIRFIELD WAY
Street Address/P.O. Box
Benton Ky 42025
City/State/Zip

[Signature]
Signature

Signature

Deed Book 442, page 697
(where your deed is recorded)

LOT # 068

1. Joey Gossum
Name (print full name)
1035 Vahella
Street Address/P.O. Box
Benton Ky. 42025
City/State/Zip

Joey Gossum
Signature
Jessie Pace Gossum
Signature

Deed Book 416, page 539
(where your deed is recorded)

2. Richard Sample
Name (print full name)
194 ST ANDREWS
Street Address/P.O. Box
BENTON KY. 42025
City/State/Zip

Richard Sample
Signature
Rosetta Sample
Signature

Deed Book 456, page 487
(where your deed is recorded)

LOT
#4
39

3. Rae Hounshell
Name (print full name)
404 St Andrews Ln
Street Address/P.O. Box
Benton Ky 42025
City/State/Zip

Rae Hounshell
Signature
Rae Hounshell
Signature

Deed Book 455, page 864
(where your deed is recorded)

4. JAMES BLONMAERT SR
Name (print full name)
919 KING CREEK RD
Street Address/P.O. Box
BENTON KY 42025
City/State/Zip

James R Blommaert
Signature
James R Blommaert
Signature

Deed Book _____, page _____
(where your deed is recorded)

LOTS
39
& 40

& JAMES R Blommaert JR

5.

DAVID GROVE
Name (print full name)

439 ST. ANDREWS LN
Street Address/P.O. Box

BENTON, KY 42025
City/State/Zip

David Grove
Signature

Signature

Deed Book 365, page 61
(where your deed is recorded)

6.

Name (print full name)

Signature

Street Address/P.O. Box

Signature

City/State/Zip

Deed Book _____, page _____
(where your deed is recorded)

7.

Name (print full name)

Signature

Street Address/P.O. Box

Signature

City/State/Zip

Deed Book _____, page _____
(where your deed is recorded)

8.

Name (print full name)

Signature

Street Address/P.O. Box

Signature

City/State/Zip

Deed Book _____, page _____
(where your deed is recorded)

Attach additional signature pages as needed.

PETITION TO ESTABLISH ROAD DISTRICT

15 January 2015 Revised 8 November 2018

TO: Marshall County Fiscal Court

References: A. KRS 184.020

B. Requirements for Roads to be incorporated into Marshall County dtg. 17 Mar. 2006

C. Letter to Judge Miller dtg. February 2011 from Jason Darnell

The attached residence signatures to Petition the establishment of a Road District for Marshall County to include Kerry Landing as a county road request the following changes to the requirements for acceptance as outlined in Reference A.

1. Accept a list of property owners Names and address and Lot Numbers provided by Marshall County PVA vice a copy of Property owners Deed of Land times 3.
2. Revise the requirement for calculating property owners payment of each lot they own as stated in Reference B. Consider Per Lot vice Linear feet.
3. Where Golf Course Tracts of Land Border the roads as established by the recent sale of land shall be counted as one lot. There are ten (10) areas where those Tracts border the roads. There is no reference to this type of land in the KRS instructions.

PUBLIC ROAD DISTRICT

Authority to form Public Road District

The subdivision is located on Big Bear Highway and contains 105 lots.

This community is an approved platted subdivision in Marshall County with the date of construction started in 1996. Residence began construction of homes in 1997 with 11 completed by 2001. Since then three (3) additional homes have been built.

The permanent dwellings have at least 2 persons occupying them and whose construction and location are in compliance with the Codes and Covenants which are a permanent component of the plat maps.

There are three (3) main roads that give egress to the subdivision. They are Valhalla Lane, Muirfield Way, and St. Andrews Lane. In addition the subdivision contains 12 named cul-de-sacs.

All permanent residences are on paved roads. There are 79 on unpaved roads.

The roads were constructed using standard engineering practices with engineer supervision and with the width required by the county.

Some damage had occurred to Valhalla Lane. Which has been eliminated with the installation of a 10 foot culvert and has sustained several large rain falls in the area without further damage over the past two years.

An estimate of cost to bring the paved roads up to county standard has been provided by the County Road Department in 2015 which includes a wood constructed bridge which has been proven unnecessary with the installation of a ten foot culvert.

SCHEDULE OF ROAD PAYMENT

1. Submit Petition to establish Road District.
2. Marshall County Fiscal Court approve Road District.
 - a. Approve reimbursement of current repairs made by property residence
 - b. The current 10 foot Culvert replaced 4 smaller ones
3. Establish cost of refurbishing the existing paved roads.
 - a. Estimate for repairs by Marshall County road Dept. 4 Dec. 2015 \$338,485.00

Also included

1. \$127,900 for a 52' bridge
2. \$40,000 for installation

(Subtract Items 1 and 2 above leaves estimated cost of \$170,585 of which the County and Property owners would split by half leaving \$85,292.5

By dividing the \$85292 by 200 lots would equal \$427.00 per lot.

4. Ten of the current property owners have already contributed \$1200 for the replacement of the culverts.

It is requested that those residence shall be exempt from further cost of the road refurbishment.

There is one tract of land in the subdivision that only has access by Big Bear HWY.



160 Homer Lucas Lane
Benton, KY 42025

(270)527-3173

JOB ESTIMATE

TO: **Kerry Landing Subdivision**
Attn:
Phone#:

DATE: 12/4/2015

JOB DESCRIPTION			
Getting 3 roads up to specifications, for the county to take into their maintenance.			
ITEMIZED ESTIMATE: TIME AND MATERIALS			AMOUNT
Valhalla Dr. - Hotmix 2850' L x 20' W of 1.5" D (to Murfield Rd.)	Est. of 523 Tons	\$	36,871.50
Hotmix 2850' L x 20' W of 1.5" C (Murfield to Dead end)	Est. of 523 Tons	\$	36,871.50
Culverts 36" x 60'		\$	2,124.00
36" band		\$	106.20
24" x 40'		\$	686.00
24" band		\$	51.45
18" x 40'		\$	424.00
18" band		\$	31.80
52' Timber Bridge		\$	127,900.00
Installation estimate		\$	40,000.00
Murfield Rd. - Hotmix 1411' L x 20' W of 1.5 D	Est. of 259 Tons	\$	18,259.50
Culverts 48" x 60'		\$	3,769.20
48" band		\$	140.70
St. Andrews Ln. - Hotmix 3370' L x 20' W of 1.5 D	Est. of 618 Tons	\$	43,569.00
Cul-de-sac Material to build		\$	10,000.00
Culverts 2 - 24" x 45'		\$	1,543.50
2 - 24" bands		\$	102.90
18" x 45'		\$	477.00
18" band		\$	31.80
2 - 36" x 45'		\$	3,186.00
2 - 36" bands		\$	212.40
DG for culverts	Est. of 40 lds.	\$	6,840.00
RR	Est. of 25 lds.	\$	5,287.50
TOTAL ESTIMATED JOB COST			\$ 338,485.95

RUSSELL YORK - SUPERINTENDENT
PREPARED BY

December 4, 2015
DATE